

House File 2782 - Enrolled

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HOUSE FILE 2782

AN ACT

RELATING TO AND MAKING APPROPRIATIONS TO STATE DEPARTMENTS
AND AGENCIES FROM THE REBUILD IOWA INFRASTRUCTURE FUND,
ENVIRONMENT FIRST FUND, TOBACCO SETTLEMENT TRUST FUND,
VERTICAL INFRASTRUCTURE FUND, THE ENDOWMENT FOR IOWA'S
HEALTH RESTRICTED CAPITALS FUND, THE TECHNOLOGY REINVEST-
MENT FUND, THE ENDOWMENT FOR IOWA'S HEALTH ACCOUNT, THE
PUBLIC TRANSIT INFRASTRUCTURE GRANT FUND, THE IOWA GREAT
PLACES PROGRAM FUND, AND RELATED MATTERS AND PROVIDING
IMMEDIATE, RETROACTIVE, AND FUTURE EFFECTIVE DATES.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

DIVISION I

REBUILD IOWA INFRASTRUCTURE FUND

Section 1. There is appropriated from the rebuild Iowa
infrastructure fund to the following departments and agencies
for the fiscal year beginning July 1, 2006, and ending June
30, 2007, the following amounts, or so much thereof as is
necessary, to be used for the purposes designated:

1. DEPARTMENT OF ADMINISTRATIVE SERVICES

a. For relocation and project costs directly associated
with remodeling projects on the capitol complex and for
facility lease payments, notwithstanding section 8.57,
subsection 6, paragraph "c":

..... \$ 1,824,500

Of the funds appropriated in this paragraph, \$210,600 is
allocated to the department of corrections and board of parole
for assessed maintenance charges by the department of
administrative services, \$122,000 is allocated for rent
payments for the community-based corrections facility located
in Davenport, and \$185,768 is allocated to the department of
cultural affairs for costs associated with leasing space for
the state records center.

b. For routine maintenance of state buildings and
facilities, notwithstanding section 8.57, subsection 6,
paragraph "c":

..... \$ 2,536,500

c. For maintenance of the Terrace Hill complex:

..... \$ 75,000

2. DEPARTMENT OF CORRECTIONS

a. For the lease payment under the lease=purchase
agreement to connect the electrical system supporting the
special needs unit at Fort Madison:

..... \$ 333,168

b. For systemic study and planning of the state prison
system to maximize the efficient use of the current
infrastructure, capacity, and treatment needs, versus
projected needs of the prison system based on the Iowa prison
population forecast:

..... \$ 500,000

3. DEPARTMENT OF CULTURAL AFFAIRS

a. For continuation of the project recommended by the Iowa
battle flag advisory committee to stabilize the condition of
the battle flag collection, notwithstanding section 8.57,
subsection 6, paragraph "c":

..... \$ 220,000

b. For historical site preservation grants to be used for
the restoration, preservation, and development of historic
sites:

..... \$ 800,000

In making grants pursuant to this lettered paragraph, the
department shall consider the existence and amount of other
funds available to an applicant for the designated project. A
grant awarded from moneys appropriated in this lettered
paragraph shall not exceed \$100,000 per project. Not more
than two grants may be awarded in the same county.

c. For providing a grant to the Grout museum district for
costs associated with the construction and site development at
the Sullivan brothers veterans museum in order to honor Iowa

3 4 veterans and their many contributions:
3 5 \$ 1,000,000
3 6 d. For the American gothic visitors education center in
3 7 Eldon, Iowa, for infrastructure purposes:
3 8 \$ 250,000
3 9 4. DEPARTMENT OF ECONOMIC DEVELOPMENT
3 10 For costs associated with the construction, renovation,
3 11 major repair, and site development of Iowa port authorities
3 12 pursuant to chapter 28J:
3 13 \$ 80,000
3 14 The amount appropriated in this subsection shall be
3 15 administered by the department as a grant program. The
3 16 purpose of the grant program is to provide support for
3 17 programs that enhance, foster, aid, provide, or promote
3 18 transportation, economic development, recreation, governmental
3 19 operations, culture, or research within the jurisdiction of a
3 20 port authority pursuant to chapter 28J. Grants shall be
3 21 awarded in the manner provided by the department pursuant to
3 22 rule.
3 23 5. DEPARTMENT OF EDUCATION
3 24 To provide resources for structural and technological
3 25 improvements to local libraries and for the enrich Iowa
3 26 program, notwithstanding section 8.57, subsection 6, paragraph
3 27 "c":
3 28 \$ 1,200,000
3 29 Of the amount appropriated in this subsection, \$200,000
3 30 shall be allocated to the state library and \$50,000 shall be
3 31 allocated equally to each library service area.
3 32 6. DEPARTMENT OF HUMAN SERVICES
3 33 To provide a matching grant for the planning, design,
3 34 renovation, and construction of a residential treatment
3 35 facility for youth with emotional and behavioral disorders in
4 1 a city with a population of between 10,000 and 15,000
4 2 residents located in a central Iowa county with a population
4 3 of approximately 375,000 residents:
4 4 \$ 300,000
4 5 It is the intent of the general assembly that the matching
4 6 grant awarded from the funds appropriated under this
4 7 subsection shall be awarded only to the extent that the state
4 8 moneys are matched from sources other than the state on a
4 9 dollar=for=dollar basis.
4 10 7. IOWA FINANCE AUTHORITY
4 11 For deposit into the transitional housing revolving loan
4 12 program fund created in section 16.184:
4 13 \$ 1,400,000
4 14 8. DEPARTMENT OF NATURAL RESOURCES
4 15 a. To be used to assist in the purchase, through public=
4 16 private partnerships, of certain unique and treasured land in
4 17 Iowa:
4 18 \$ 1,500,000
4 19 b. For repair and maintenance of the four season bathhouse
4 20 shelter at Lake Darling:
4 21 \$ 250,000
4 22 9. DEPARTMENT OF PUBLIC DEFENSE
4 23 a. For construction costs associated with the Camp Dodge
4 24 armed forces readiness center:
4 25 \$ 100,000
4 26 b. For allocation to the homeland security and emergency
4 27 management division for the STARCOMM project:
4 28 \$ 1,000,000
4 29 10. DEPARTMENT OF PUBLIC HEALTH
4 30 To an established regional environmental public health and
4 31 emergency management program for costs associated with the
4 32 planning, design, and construction of a building to house
4 33 environmental public health and emergency and facility
4 34 management:
4 35 \$ 100,000
5 1 11. DEPARTMENT OF PUBLIC SAFETY
5 2 a. For the planning, design, and construction of a law
5 3 enforcement driving safety training facility in the same
5 4 location as the automobile racetrack facility as defined in
5 5 section 423.4, subsection 5:
5 6 \$ 800,000
5 7 b. For allocation to the division of fire protection for
5 8 the planning, design, and construction of regional emergency
5 9 response training centers in the state:
5 10 \$ 2,300,000
5 11 Of the amount appropriated in this lettered paragraph,
5 12 \$400,000 shall be allocated to the Sioux City fire department.
5 13 Of the amount appropriated in this lettered paragraph,
5 14 \$500,000 shall be allocated to the Council Bluffs fire

5 15 department.
5 16 Of the amount appropriated in this lettered paragraph,
5 17 \$150,000 shall be allocated to the Dubuque county firemen's
5 18 association.
5 19 Of the amount appropriated in this lettered paragraph,
5 20 \$150,000 shall be allocated to the Waterloo regional hazardous
5 21 materials training center.
5 22 Of the amount appropriated in this lettered paragraph,
5 23 \$400,000 shall be allocated to eastern Iowa community college.
5 24 Of the amount appropriated in this lettered paragraph,
5 25 \$400,000 shall be allocated to Iowa lakes community college.
5 26 Of the amount appropriated in this lettered paragraph, an
5 27 additional \$300,000 shall be available to a lead public agency
5 28 of any of the regional emergency response training centers
5 29 upon application to the fire service training bureau. The
5 30 state fire marshal shall adopt rules that establish an
5 31 application procedure for a lead public agency of any of the
5 32 regional emergency response training centers identified in
5 33 section 100B.16. The highest priority use for the moneys
5 34 appropriated under this paragraph shall be for regional
5 35 emergency response training centers comprised of two merged
6 1 areas. Such moneys shall be used for the same purposes for
6 2 which the previously identified allocations may be spent and
6 3 shall not be used for facilities related to providing advanced
6 4 training as specified in section 100B.16.
6 5 12. STATE BOARD OF REGENTS
6 6 a. For allocation by the state board of regents to the
6 7 state university of Iowa, the Iowa state university of science
6 8 and technology, and the university of Northern Iowa to
6 9 reimburse the institutions for deficiencies in their operating
6 10 funds resulting from the pledging of tuition, student fees and
6 11 charges, and institutional income to finance the cost of
6 12 providing academic and administrative buildings and facilities
6 13 and utility services at the institutions, notwithstanding
6 14 section 8.57, subsection 6, paragraph "c":
6 15 \$ 10,329,981
6 16 b. For implementation of the recommendations provided in
6 17 separate consultant reports on bioscience, advanced
6 18 manufacturing, and information technology submitted to the
6 19 department of economic development in the calendar years 2004
6 20 and 2005, including projects submitted for review to the
6 21 technology and commercialization resources organization
6 22 created in this Act, if enacted, notwithstanding section 8.57,
6 23 subsection 6, paragraph "c":
6 24 \$ 8,200,000
6 25 c. For vertical infrastructure-related improvements
6 26 associated with the implementation of the recommendations
6 27 provided in separate consultant reports on bioscience,
6 28 advanced manufacturing, and information technology submitted
6 29 to the department of economic development in the calendar
6 30 years 2004 and 2005, including projects submitted for review
6 31 to the technology and commercialization resources organization
6 32 created in this Act, if enacted:
6 33 \$ 1,800,000
6 34 d. For the design and construction of a new university
6 35 hygienic laboratory at the state university of Iowa:
7 1 \$ 8,350,000
7 2 e. For the construction, major renovation, and maintenance
7 3 of a veterinary laboratory at Iowa state university of science
7 4 and technology:
7 5 \$ 2,000,000
7 6 f. For major renovation and major repair needs, including
7 7 health, life, and fire safety needs, and for compliance with
7 8 the federal Americans With Disabilities Act, for state
7 9 buildings and facilities under the purview of the state board
7 10 of regents institutions:
7 11 \$ 6,200,000
7 12 It is the intent of the general assembly that the moneys
7 13 appropriated in this subsection supplant state university
7 14 operating funds used for the purposes stated.
7 15 g. For endowments and salaries, notwithstanding section
7 16 8.57, subsection 6, paragraph "c":
7 17 \$ 5,000,000
7 18 h. To provide a grant for the construction of, and
7 19 purchasing equipment for, a facility to be used exclusively
7 20 for processing novel proteins from agricultural products for
7 21 pharmaceutical, nutraceutical, or chemical applications:
7 22 \$ 1,000,000
7 23 13. NATIONAL PROGRAM FOR PLAYGROUND SAFETY AT THE
7 24 UNIVERSITY OF NORTHERN IOWA
7 25 For the Iowa safe surfacing initiative, notwithstanding

7 26 section 8.57, subsection 6, paragraph "c":
 7 27 \$ 500,000
 7 28 Not more than 2.5 percent of the funds appropriated in this
 7 29 subsection shall be used by the national program for
 7 30 playground safety for administrative costs associated with the
 7 31 Iowa safe surfacing initiative.
 7 32 The crumb rubber playground tiles for the initiative shall
 7 33 be international play equipment manufacturers association
 7 34 (IPEMA)=certified to the American society for testing and
 7 35 materials (A.S.T.M.) F1292 standard.
 8 1 The national program for playground safety shall submit a
 8 2 report by January 15, 2007, to the joint appropriations
 8 3 subcommittee on transportation, infrastructure, and capitals
 8 4 detailing the use of the moneys appropriated in this
 8 5 subsection. The report shall specify the projects for which
 8 6 moneys were used and the cost of each project, including the
 8 7 amounts spent on administration.
 8 8 14. DEPARTMENT OF TRANSPORTATION
 8 9 a. For deposit into the railroad revolving loan and grant
 8 10 fund created in section 327H.20A:
 8 11 \$ 235,000
 8 12 b. For operation and maintenance of the network of
 8 13 automated weather observation and data transfer systems
 8 14 associated with the Iowa aviation weather system, the runway
 8 15 marking program for public airports, the windsock program for
 8 16 public airports, and the aviation improvement program,
 8 17 notwithstanding section 8.57, subsection 6, paragraph "c":
 8 18 \$ 564,000
 8 19 15. TREASURER OF STATE
 8 20 a. For repayment of prison infrastructure revenue bonds
 8 21 under section 16.177, notwithstanding section 8.57, subsection
 8 22 6, paragraph "c":
 8 23 \$ 5,416,604
 8 24 b. For county fair infrastructure improvements for
 8 25 distribution in accordance with chapter 174 to qualified fairs
 8 26 which belong to the association of Iowa fairs:
 8 27 \$ 1,060,000
 8 28 Sec. 2. There is appropriated from the rebuild Iowa
 8 29 infrastructure fund to the following departments for the
 8 30 fiscal year beginning July 1, 2007, and ending June 30, 2008,
 8 31 the following amounts, or so much thereof as is necessary, to
 8 32 be used for the purposes designated:
 8 33 1. DEPARTMENT OF ADMINISTRATIVE SERVICES
 8 34 For construction of a new school and infirmary building at
 8 35 the Iowa juvenile home at Toledo and for the renovation of
 9 1 existing school buildings and the demolition of other
 9 2 buildings:
 9 3 \$ 3,100,000
 9 4 2. DEPARTMENT OF CULTURAL AFFAIRS
 9 5 For deposit into the Iowa great places program fund created
 9 6 in section 303.3D as enacted in this Act:
 9 7 \$ 3,000,000
 9 8 3. DEPARTMENT OF PUBLIC DEFENSE
 9 9 For allocation to the homeland security and emergency
 9 10 management division for the STARCOMM project:
 9 11 \$ 2,000,000
 9 12 4. DEPARTMENT OF TRANSPORTATION
 9 13 For deposit into the public transit infrastructure grant
 9 14 fund created in section 324A.6A, if enacted in this Act:
 9 15 \$ 2,200,000
 9 16 Sec. 3. There is appropriated from the rebuild Iowa
 9 17 infrastructure fund to the department of public defense for
 9 18 the fiscal year beginning July 1, 2008, and ending June 30,
 9 19 2009, the following amount, or so much thereof as is
 9 20 necessary, to be used for the purposes designated:
 9 21 For allocation to the homeland security and emergency
 9 22 management division for the STARCOMM project:
 9 23 \$ 1,600,000
 9 24 Sec. 4. REVERSION.
 9 25 1. Notwithstanding section 8.33, moneys appropriated for
 9 26 the fiscal year beginning July 1, 2006, in this division of
 9 27 this Act that remain unencumbered or unobligated at the close
 9 28 of the fiscal year shall not revert but shall remain available
 9 29 for the purposes designated until the close of the fiscal year
 9 30 that begins July 1, 2009, or until the project for which the
 9 31 appropriation was made is completed, whichever is earlier.
 9 32 2. Notwithstanding section 8.33, moneys appropriated for
 9 33 the fiscal year beginning July 1, 2007, in this division of
 9 34 this Act that remain unencumbered or unobligated at the close
 9 35 of the fiscal year shall not revert but shall remain available
 10 1 for the purposes designated until the close of the fiscal year

10 2 that begins July 1, 2010, or until the project for which the
10 3 appropriation was made is completed, whichever is earlier.
10 4 3. Notwithstanding section 8.33, moneys appropriated for
10 5 the fiscal year beginning July 1, 2008, in this division of
10 6 this Act that remain unencumbered or unobligated at the close
10 7 of the fiscal year shall not revert but shall remain available
10 8 for the purposes designated until the close of the fiscal year
10 9 that begins July 1, 2011, or until the project for which the
10 10 appropriation was made is completed, whichever is earlier.

10 11 Sec. 5. DEPARTMENT OF ADMINISTRATIVE SERVICES. There is
10 12 appropriated from the rebuild Iowa infrastructure fund to the
10 13 department of administrative services for the designated
10 14 fiscal years, the following amounts, or so much thereof as is
10 15 necessary, to be used for the purposes designated:

10 16 For planning, design, and construction costs associated
10 17 with the construction of a new approximately
10 18 350,000=square=foot state office building, including
10 19 costs associated with furnishings, employee relocation, and
10 20 the demolition of the Wallace Building:

10 21 FY 2007=2008..... \$ 16,100,000
10 22 FY 2008=2009..... \$ 16,800,000
10 23 FY 2009=2010..... \$ 6,657,100

10 24 Notwithstanding section 8.33, moneys appropriated in this
10 25 section shall not revert at the close of the fiscal year for
10 26 which they were appropriated but shall remain available for
10 27 the purposes designated until the close of the fiscal year
10 28 that begins July 1, 2011, or until the project for which the
10 29 appropriation was made is completed, whichever is earlier.

10 30 Sec. 6. STATE BOARD OF REGENTS. There is appropriated
10 31 from the rebuild Iowa infrastructure fund to the state board
10 32 of regents for the following fiscal years the following
10 33 amounts, or so much thereof as is necessary, to be used for
10 34 the purposes designated:

10 35 For the design and construction of a new university
11 1 hygienic laboratory at the state university of Iowa:

11 2 FY 2007=2008..... \$ 15,650,000
11 3 FY 2008=2009..... \$ 12,000,000

11 4 Notwithstanding section 8.33, moneys appropriated in this
11 5 section shall not revert at the close of the fiscal year for
11 6 which they were appropriated but shall remain available for
11 7 the purposes designated until the close of the fiscal year
11 8 that begins July 1, 2011, or until the project for which the
11 9 appropriation was made is completed, whichever is earlier.

11 10 DIVISION II
11 11 ENVIRONMENT FIRST FUND

11 12 Sec. 7. There is appropriated from the environment first
11 13 fund to the following departments and agencies for the fiscal
11 14 year beginning July 1, 2006, and ending June 30, 2007, the
11 15 following amounts, or so much thereof as is necessary, to be
11 16 used for the purposes designated:

11 17 1. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

11 18 a. For the conservation reserve enhancement program to
11 19 restore and construct wetlands for the purposes of
11 20 intercepting tile line runoff, reducing nutrient loss,
11 21 improving water quality, and enhancing agricultural production
11 22 practices:

11 23 \$ 1,500,000

11 24 Not more than 5 percent of the moneys appropriated in this
11 25 lettered paragraph may be used for costs of administration and
11 26 implementation of soil and water conservation practices.

11 27 b. For continuation of a program that provides
11 28 multiobjective resource protections for flood control, water
11 29 quality, erosion control, and natural resource conservation:

11 30 \$ 2,700,000

11 31 Of the amount appropriated in this lettered paragraph,
11 32 \$150,000 is allocated to the department for the purpose of
11 33 funding a detailed project report by the United States army
11 34 corps of engineers to study flood prevention improvements to a
11 35 levee located in the largest city in a county in this state
12 1 with a population between 190,000 and 200,000. To receive
12 2 funds pursuant to this paragraph, the city shall provide local
12 3 matching moneys on a dollar=for=dollar basis and shall work to
12 4 obtain any available federal funding.

12 5 Not more than 5 percent of the moneys appropriated in this
12 6 lettered paragraph may be used for costs of administration and
12 7 implementation of soil and water conservation practices.

12 8 c. For continuation of a statewide voluntary farm
12 9 management demonstration program to demonstrate the
12 10 effectiveness and adaptability of emerging practices in
12 11 agronomy that protect water resources and provide other
12 12 environmental benefits:

12 13 \$ 850,000
12 14 Not more than 5 percent of the moneys appropriated in this
12 15 lettered paragraph may be used for costs of administration and
12 16 implementation of soil and water conservation practices.
12 17 Of the amount appropriated in this lettered paragraph,
12 18 \$400,000 shall be allocated to the Iowa soybean association's
12 19 agriculture and environment performance program.
12 20 d. For deposit in the agricultural drainage well water
12 21 quality assistance fund created in section 460.303 to be used
12 22 for purposes of supporting the alternative drainage system
12 23 assistance program as provided in section 460.304:
12 24 \$ 500,000
12 25 Not more than 5 percent of the moneys appropriated in this
12 26 lettered paragraph may be used for costs of administration and
12 27 implementation of soil and water conservation practices.
12 28 e. To provide financial assistance for the establishment
12 29 of permanent soil and water conservation practices:
12 30 \$ 5,500,000
12 31 (1) Not more than 5 percent of the moneys appropriated in
12 32 this lettered paragraph may be allocated for cost-sharing to
12 33 abate complaints filed under section 161A.47.
12 34 (2) Of the moneys appropriated in this lettered paragraph,
12 35 5 percent shall be allocated for financial incentives to
13 1 establish practices to protect watersheds above publicly owned
13 2 lakes of the state from soil erosion and sediment as provided
13 3 in section 161A.73.
13 4 (3) Not more than 30 percent of a soil and water
13 5 conservation district's allocation of moneys as financial
13 6 incentives may be provided for the purpose of establishing
13 7 management practices to control soil erosion on land that is
13 8 row-cropped, including but not limited to no-till planting,
13 9 ridge-till planting, contouring, and contour strip-cropping as
13 10 provided in section 161A.73.
13 11 (4) The state soil conservation committee created in
13 12 section 161A.4 may allocate moneys appropriated in this
13 13 lettered paragraph to conduct research and demonstration
13 14 projects to promote conservation tillage and nonpoint source
13 15 pollution control practices.
13 16 (5) The financial incentive payments may be used in
13 17 combination with department of natural resources moneys.
13 18 (6) Not more than 10 percent of the moneys appropriated in
13 19 this lettered paragraph may be used for costs of
13 20 administration and implementation of soil and water
13 21 conservation practices.
13 22 f. To encourage and assist farmers in enrolling in and the
13 23 implementation of federal conservation programs and to work
13 24 with them to enhance their revegetation efforts to improve
13 25 water quality and habitat:
13 26 \$ 2,000,000
13 27 Not more than 5 percent of the moneys appropriated in this
13 28 lettered paragraph may be used for costs of administration and
13 29 implementation of soil and water conservation practices.
13 30 g. For deposit in the loess hills development and
13 31 conservation fund created in section 161D.2:
13 32 \$ 600,000
13 33 Of the amount appropriated in this lettered paragraph,
13 34 \$400,000 shall be allocated to the hungry canyons account and
13 35 \$200,000 shall be allocated to the loess hills alliance
14 1 account to be used for the purposes for which the moneys in
14 2 those accounts are authorized to be used under chapter 161D.
14 3 No more than 10 percent of the moneys allocated to the hungry
14 4 canyons account in this lettered paragraph may be used for
14 5 administrative costs. No more than 10 percent of the moneys
14 6 allocated to the loess hills alliance account in this lettered
14 7 paragraph may be used for administrative costs.
14 8 h. For deposit in the southern Iowa development and
14 9 conservation fund created in section 161D.12:
14 10 \$ 300,000
14 11 Not more than 5 percent of the moneys appropriated in this
14 12 lettered paragraph may be used for administrative costs.
14 13 2. DEPARTMENT OF ECONOMIC DEVELOPMENT
14 14 For deposit in the brownfield redevelopment fund created in
14 15 section 15.293 to provide assistance under the brownfield
14 16 redevelopment program:
14 17 \$ 500,000
14 18 3. DEPARTMENT OF NATURAL RESOURCES
14 19 a. For statewide coordination of volunteer efforts under
14 20 the water quality and keepers of the land programs:
14 21 \$ 100,000
14 22 b. For purposes of funding capital projects for the
14 23 purposes specified in section 452A.79, and for expenditures

14 24 for the local cost=share grants to be used for capital
 14 25 expenditures to local governmental units for boating
 14 26 accessibility:
 14 27 \$ 2,500,000
 14 28 c. For regular maintenance of state parks and staff time
 14 29 associated with these activities:
 14 30 \$ 2,000,000
 14 31 d. To provide local watershed managers with geographic
 14 32 information system data for their use in developing,
 14 33 monitoring, and displaying results of their watershed work:
 14 34 \$ 195,000
 14 35 e. For continuing the establishment and operation of water
 15 1 quality monitoring stations:
 15 2 \$ 2,955,000
 15 3 f. For deposit in the administration account of the water
 15 4 quality protection fund, to carry out the purposes of that
 15 5 account:
 15 6 \$ 500,000
 15 7 g. For full-time personnel to conduct air quality
 15 8 monitoring, which may include but is not limited to staffing
 15 9 required to perform field monitoring and laboratory functions,
 15 10 including salaries, support, maintenance, and miscellaneous
 15 11 purposes:
 15 12 \$ 275,000
 15 13 h. For the dredging of lakes, including necessary
 15 14 preparation for dredging, in accordance with the department's
 15 15 classification of Iowa lakes restoration report:
 15 16 \$ 975,000
 15 17 Of the amount appropriated for the dredging of lakes,
 15 18 \$225,000 shall be allocated for a lake with public access that
 15 19 has the support of a benefitted lake district located in a
 15 20 county with a population between 18,350 and 18,450.
 15 21 The department shall monitor private lake recipients with a
 15 22 department presence of the funds appropriated in this lettered
 15 23 paragraph and such recipients shall provide local matching
 15 24 moneys on a dollar-for-dollar basis.
 15 25 The department shall consider the following criteria for
 15 26 funding lake dredging projects as provided in this lettered
 15 27 paragraph, and shall prioritize projects based on the
 15 28 following:
 15 29 (1) Documented efforts to address watershed protection,
 15 30 considering testing, conservation efforts, and the amount of
 15 31 time devoted to watershed protection.
 15 32 (2) Protection of a natural resource and natural habitat.
 15 33 (3) Percentage of public access and undeveloped lakefront
 15 34 property.
 15 35 (4) Continuation of current projects partially funded by
 16 1 state resources to achieve department recommendations.
 16 2 i. For completion of the tire reclamation project near
 16 3 Rhodes:
 16 4 \$ 50,000
 16 5 Sec. 8. There is appropriated from the environment first
 16 6 fund to the department of agriculture and land stewardship for
 16 7 the fiscal year beginning July 1, 2007, and ending June 30,
 16 8 2008, the following amount, or so much thereof as is
 16 9 necessary, to be used for the purpose designated:
 16 10 For the purpose of funding a detailed project report by the
 16 11 United States army corps of engineers to study flood
 16 12 prevention improvements to a levee located in the largest city
 16 13 in a county in this state with a population between 190,000
 16 14 and 200,000:
 16 15 \$ 150,000
 16 16 To receive funds pursuant to this section, the city shall
 16 17 provide local matching moneys on a dollar-for-dollar basis and
 16 18 shall work to obtain any available federal funding.
 16 19 Notwithstanding section 8.33, moneys appropriated in this
 16 20 section that remain unencumbered or unobligated at the close
 16 21 of the fiscal year shall not revert but shall remain available
 16 22 for the purposes designated until the close of the fiscal year
 16 23 that begins July 1, 2010, or until the project for which the
 16 24 appropriation was made is completed, whichever is earlier.
 16 25 RESOURCES ENHANCEMENT AND PROTECTION FUND
 16 26 Sec. 9. Notwithstanding the amount of the standing
 16 27 appropriation from the general fund of the state under section
 16 28 455A.18, subsection 3, there is appropriated from the
 16 29 environment first fund to the Iowa resources enhancement and
 16 30 protection fund, in lieu of the appropriation made in section
 16 31 455A.18, for the fiscal year beginning July 1, 2006, and
 16 32 ending June 30, 2007, the following amount, to be allocated as
 16 33 provided in section 455A.19:
 16 34 \$ 11,000,000

16 35 Sec. 10. REVERSION.
17 1 1. Except as provided in subsection 2, and notwithstanding
17 2 section 8.33, moneys appropriated for the fiscal year
17 3 beginning July 1, 2006, in this division of this Act that
17 4 remain unencumbered or unobligated at the close of the fiscal
17 5 year shall not revert but shall remain available for the
17 6 purposes designated until the close of the fiscal year
17 7 beginning July 1, 2007, or until the project for which the
17 8 appropriation was made is completed, whichever is earlier.

17 9 2. Notwithstanding section 8.33, moneys appropriated in
17 10 this division of this Act to the department of agriculture and
17 11 land stewardship to provide financial assistance for the
17 12 establishment of permanent soil and water conservation
17 13 practices that remain unencumbered or unobligated at the close
17 14 of the fiscal year shall not revert but shall remain available
17 15 for expenditure for the purposes designated until the close of
17 16 the fiscal year that begins July 1, 2009.

17 17 Sec. 11. CONTINGENT EFFECTIVE DATE. The lettered
17 18 paragraph in the section of this division of this Act making
17 19 an appropriation from the environment first fund to the
17 20 department of natural resources for purposes related to use
17 21 attainability analyses is contingent upon the enactment of
17 22 section 455B.176A by the Eighty-first General Assembly, 2006
17 23 Session, making it necessary for the department to contract
17 24 with qualified persons outside the department to conduct use
17 25 attainability analyses.

17 26 DIVISION III
17 27 TOBACCO SETTLEMENT TRUST FUND

17 28 Sec. 12.
17 29 1. There is appropriated from the tax-exempt bond proceeds
17 30 restricted capital funds account of the tobacco settlement
17 31 trust fund to the following departments and agencies for the
17 32 fiscal year beginning July 1, 2005, and ending June 30, 2006
17 33 the following amounts, or so much thereof as is necessary, to
17 34 be used for the purposes designated:

17 35 a. DEPARTMENT OF ADMINISTRATIVE SERVICES

18 1 (1) For upgrades to the electrical distribution system
18 2 serving the capitol complex:

18 3 \$ 3,468,800

18 4 (2) For costs associated with the remodeling of the
18 5 records and property center:

18 6 \$ 2,200,000

18 7 (3) For costs associated with the restoration of the west
18 8 capitol terrace:

18 9 \$ 2,300,000

18 10 (4) For costs to repair parking lots on the capitol
18 11 complex:

18 12 \$ 1,545,000

18 13 b. DEPARTMENT OF CORRECTIONS

18 14 (1) For construction of a community-based correctional
18 15 facility, including district offices, in Fort Dodge:

18 16 \$ 1,400,000

18 17 (2) For the remodeling and renovation of the kitchen
18 18 facilities at the Anamosa correctional facility:

18 19 \$ 1,840,000

18 20 (3) For the Oakdale expansion one-time equipment purchases
18 21 and expenses:

18 22 \$ 3,376,519

18 23 c. DEPARTMENT OF NATURAL RESOURCES

18 24 For state park infrastructure renovations:

18 25 \$ 1,000,000

18 26 Of the amount appropriated in this lettered paragraph,
18 27 \$25,000 shall be used for improvements to the stone wall at
18 28 Backbone state park.

18 29 d. DEPARTMENT OF PUBLIC DEFENSE

18 30 (1) For major maintenance projects at national guard
18 31 armories and facilities:

18 32 \$ 1,500,000

18 33 (2) For upgrades to the Camp Dodge water distribution
18 34 system:

18 35 \$ 750,000

19 1 (3) For construction of a national guard aviation armory
19 2 in Waterloo:

19 3 \$ 399,000

19 4 e. DEPARTMENT OF PUBLIC SAFETY

19 5 For construction of an Iowa state patrol post in district
19 6 8:

19 7 \$ 2,400,000

19 8 2. TAX-EXEMPT STATUS == USE OF APPROPRIATIONS. Payment of
19 9 moneys from the appropriations in this section shall be made
19 10 in a manner that does not adversely affect the tax-exempt

19 11 status of any outstanding bonds issued by the tobacco
 19 12 settlement authority.
 19 13 3. REVERSION. Notwithstanding section 8.33, moneys
 19 14 appropriated in this section that remain unencumbered or
 19 15 unobligated at the close of the fiscal year shall not revert
 19 16 but shall remain available for the purposes designated until
 19 17 the close of the fiscal year that begins July 1, 2006.
 19 18 Sec. 13. EFFECTIVE DATE. This division of this Act, being
 19 19 deemed of immediate importance, takes effect upon enactment.
 19 20 DIVISION IV
 19 21 VERTICAL INFRASTRUCTURE FUND
 19 22 Sec. 14. There is appropriated from the vertical
 19 23 infrastructure fund to the state board of regents for the
 19 24 fiscal year beginning July 1, 2006, and ending June 30, 2007,
 19 25 the following amount, or so much thereof as is necessary, to
 19 26 be used for the purposes designated:
 19 27 STATE BOARD OF REGENTS
 19 28 For vertical infrastructure-related improvements associated
 19 29 with the implementation of the recommendations provided in
 19 30 separate consultant reports on bioscience, advanced
 19 31 manufacturing, and information technology submitted to the
 19 32 department of economic development in the calendar years 2004
 19 33 and 2005, including projects submitted for review to the
 19 34 technology and commercialization resources organization
 19 35 created in this Act, if enacted:
 20 1 \$ 5,000,000
 20 2 Sec. 15. REVERSION. Notwithstanding section 8.33, moneys
 20 3 appropriated in this division of this Act that remain
 20 4 unencumbered or unobligated at the close of the fiscal year
 20 5 shall not revert but shall remain available for the purposes
 20 6 designated until the close of the fiscal year that begins July
 20 7 1, 2009, or until the project for which the appropriation was
 20 8 made is completed, whichever is earlier.
 20 9 DIVISION V
 20 10 ENDOWMENT FOR IOWA'S HEALTH RESTRICTED CAPITALS FUND
 20 11 Sec. 16. There is appropriated from the endowment for
 20 12 Iowa's health restricted capitals fund to the following
 20 13 departments and agencies for the fiscal year beginning July 1,
 20 14 2006, and ending June 30, 2007, the following amounts, or so
 20 15 much thereof as is necessary, to be used for the purposes
 20 16 designated:
 20 17 1. DEPARTMENT OF ADMINISTRATIVE SERVICES
 20 18 a. For capitol interior and exterior restoration and for
 20 19 major renovation and major repair needs, including health,
 20 20 life, and fire safety needs, and for compliance with the
 20 21 federal Americans With Disabilities Act, for state buildings
 20 22 and facilities under the purview of the department:
 20 23 \$ 6,830,000
 20 24 Of the amount appropriated in this paragraph, up to
 20 25 \$500,000 shall be used to establish areas of rescue assistance
 20 26 in emergency evacuation situations.
 20 27 Of the amount appropriated in this lettered paragraph,
 20 28 funds shall be used for the maintenance of the exterior
 20 29 windows on the east side of the capitol building.
 20 30 b. For planning, design, and construction costs associated
 20 31 with the construction of a new approximately
 20 32 350,000-gross-square-foot state office building:
 20 33 \$ 37,585,000
 20 34 c. For upgrades to the Woodward state resource center
 20 35 wastewater treatment system:
 21 1 \$ 2,443,000
 21 2 d. For costs associated with the replacement of the
 21 3 powerhouse facilities at the Iowa juvenile home at Toledo:
 21 4 \$ 1,521,045
 21 5 e. For construction of a new school and infirmary building
 21 6 at the Iowa juvenile home at Toledo and for the renovation of
 21 7 existing school buildings and the demolition of other
 21 8 buildings:
 21 9 \$ 5,030,668
 21 10 f. For discretion by the director of the department of
 21 11 administrative services to be used to purchase property or
 21 12 enter into agreements to purchase property which would be
 21 13 appropriate or beneficial to the state:
 21 14 \$ 500,000
 21 15 2. DEPARTMENT FOR THE BLIND
 21 16 For costs associated with department for the blind building
 21 17 renovations:
 21 18 \$ 4,000,000
 21 19 3. DEPARTMENT OF CORRECTIONS
 21 20 a. For construction of a community-based correctional
 21 21 facility, including district offices, in Davenport:

21 22 \$ 3,750,000
 21 23 b. For construction of a community-based correctional
 21 24 facility, including district offices, in Fort Dodge:
 21 25 \$ 1,000,000
 21 26 c. To the sixth judicial district department of
 21 27 correctional services for the design and construction of a
 21 28 20=bed residential facility for offenders under the
 21 29 supervision of the district department who have mental health
 21 30 or dual diagnosis needs:
 21 31 \$ 1,000,000
 21 32 4. DEPARTMENT OF CULTURAL AFFAIRS
 21 33 For deposit into the Iowa great places program fund created
 21 34 in section 303.3D, if enacted in this Act:
 21 35 \$ 3,000,000
 22 1 Of the amount deposited into the Iowa great places program
 22 2 fund pursuant to this subsection, \$1,000,000 is appropriated
 22 3 for and shall be allocated to each Iowa great place identified
 22 4 through the Iowa great places program in fiscal year
 22 5 2005=2006. Notwithstanding section 8.33, the amounts
 22 6 appropriated and allocated pursuant to this paragraph that
 22 7 remain unencumbered at the close of the fiscal year shall not
 22 8 revert but shall remain available for expenditure by the
 22 9 department for the purposes designated in this paragraph until
 22 10 the close of the succeeding fiscal year.
 22 11 5. DEPARTMENT OF ECONOMIC DEVELOPMENT
 22 12 For accelerated career education program capital projects
 22 13 at community colleges that are authorized under chapter 260G
 22 14 and that meet the definition of "vertical infrastructure" in
 22 15 section 8.57B, subsection 3:
 22 16 \$ 5,500,000
 22 17 The moneys appropriated in this subsection shall be
 22 18 allocated equally among the community colleges in the state.
 22 19 If any portion of the equal allocation to a community college
 22 20 is not obligated or encumbered by April 1, 2007, the
 22 21 unobligated and unencumbered portions shall be available for
 22 22 use by other community colleges.
 22 23 6. DEPARTMENT OF EDUCATION
 22 24 For major renovation and major repair needs, including
 22 25 health, life, and fire safety needs, and for compliance with
 22 26 the federal Americans With Disabilities Act, for state
 22 27 buildings and facilities under the purview of community
 22 28 colleges:
 22 29 \$ 2,000,000
 22 30 The moneys appropriated in this subsection shall be
 22 31 allocated to the community colleges based upon the state aid
 22 32 distribution formula established in section 260C.18C.
 22 33 7. IOWA STATE FAIR AUTHORITY
 22 34 For capital projects on the Iowa state fairgrounds:
 22 35 \$ 1,000,000
 23 1 8. DEPARTMENT OF PUBLIC DEFENSE
 23 2 a. For construction of a national guard readiness center
 23 3 in Iowa City:
 23 4 \$ 1,444,288
 23 5 b. For construction of a national guard aviation armory in
 23 6 Waterloo:
 23 7 \$ 1,236,000
 23 8 c. For construction of a national guard armory in Spencer:
 23 9 \$ 689,000
 23 10 d. For allocation to the homeland security and emergency
 23 11 management division for the STARCOMM project:
 23 12 \$ 600,000
 23 13 9. DEPARTMENT OF PUBLIC SAFETY
 23 14 For allocation to the division of fire protection for the
 23 15 planning, design, and construction of regional emergency
 23 16 response training centers in the state:
 23 17 \$ 2,000,000
 23 18 Of the amount appropriated in this subsection, \$400,000
 23 19 shall be allocated to north Iowa area community college.
 23 20 Of the amount appropriated in this subsection, \$400,000
 23 21 shall be allocated to southeastern Iowa community college.
 23 22 Of the amount appropriated in this subsection, \$400,000
 23 23 shall be allocated to Des Moines area community college to be
 23 24 used at the Ankeny campus site.
 23 25 Of the amount appropriated in this subsection, \$400,000
 23 26 shall be allocated to the city of Coralville fire department.
 23 27 Of the amount appropriated in this subsection, \$400,000
 23 28 shall be allocated to Iowa central community college.
 23 29 10. STATE BOARD OF REGENTS
 23 30 For major renovation and major repair needs, including
 23 31 health, life, and fire safety needs, and for compliance with
 23 32 the federal American With Disabilities Act, for state

23 33 buildings and facilities under the purview of state board of
23 34 regents institutions:
23 35 \$ 10,000,000
24 1 Of the funds appropriated in this paragraph, \$5,000,000 is
24 2 allocated for costs associated with the planning, design, and
24 3 construction of the chemistry building at Iowa state
24 4 university of science and technology, \$3,000,000 is allocated
24 5 for costs associated with completing upgrades to the
24 6 electrical distribution system at the university of northern
24 7 Iowa, and \$2,000,000 is allocated for costs associated with
24 8 the planning, design, and construction of a new building to
24 9 house the college of public health at the state university of
24 10 Iowa.
24 11 11. DEPARTMENT OF TRANSPORTATION
24 12 a. For infrastructure improvements at general aviation
24 13 airports within the state:
24 14 \$ 750,000
24 15 b. For vertical infrastructure improvements at the
24 16 commercial air service airports within the state:
24 17 \$ 1,500,000
24 18 Fifty percent of the funds appropriated in this lettered
24 19 paragraph shall be allocated equally between each commercial
24 20 service airport, 40 percent of the funds shall be allocated
24 21 based on the percentage that the number of enplaned passengers
24 22 at each commercial service airport bears to the total number
24 23 of enplaned passengers in the state during the previous fiscal
24 24 year, and 10 percent of the funds shall be allocated based
24 25 upon the percentage that the air cargo tonnage at each
24 26 commercial service airport bears to the total air cargo
24 27 tonnage in the state during the previous fiscal year. In
24 28 order for a commercial service airport to receive funding
24 29 under this lettered paragraph, the airport shall be required
24 30 to submit applications for funding of specific projects to the
24 31 department for approval by the state transportation
24 32 commission.
24 33 c. For acquiring, constructing, and improving recreational
24 34 trails within the state:
24 35 \$ 2,000,000
25 1 Of the amount appropriated in this lettered paragraph,
25 2 \$200,000 shall be allocated for trail projects in Wapello
25 3 county.
25 4 d. For deposit into the public transit infrastructure
25 5 grant fund created in section 324A.6A:
25 6 \$ 2,200,000
25 7 12. DEPARTMENT OF VETERANS AFFAIRS
25 8 For capital improvement projects at the Iowa veterans home:
25 9 \$ 6,200,000
25 10 Sec. 17. TAX=EXEMPT STATUS == USE OF APPROPRIATIONS.
25 11 Payment of moneys from the appropriations in this section
25 12 shall be made in a manner that does not adversely affect the
25 13 tax=exempt status of any outstanding bonds issued by the
25 14 tobacco settlement authority.
25 15 Sec. 18. REVERSION.
25 16 1. Except as provided in subsections 2 and 3,
25 17 notwithstanding section 8.33, moneys appropriated from the
25 18 endowment for Iowa's health restricted capitals fund for the
25 19 fiscal years that begin July 1, 2005, and July 1, 2006, in
25 20 this division of this Act that remain unencumbered or
25 21 unobligated at the close of the fiscal year shall not revert
25 22 but shall remain available for the purposes designated until
25 23 the close of the fiscal year that begins July 1, 2009, or
25 24 until the project for which the appropriation was made is
25 25 completed, whichever is earlier.
25 26 2. Notwithstanding section 8.33, moneys appropriated from
25 27 the endowment for Iowa's health restricted capitals fund for
25 28 the fiscal year that begins July 1, 2006, and ends June 30,
25 29 2007, in this division of this Act to the department of
25 30 veterans affairs for capital improvement projects at the Iowa
25 31 veterans home that remain unencumbered or unobligated at the
25 32 close of the fiscal year shall not revert but shall remain
25 33 available for expenditure for the purposes designated until
25 34 the close of the fiscal year that begins July 1, 2010.
25 35 3. Notwithstanding section 8.33, moneys appropriated from
26 1 the endowment for Iowa's health restricted capitals fund for
26 2 the fiscal year beginning July 1, 2006, and ending June 30,
26 3 2007, in this division of this Act to the department of
26 4 education for major renovation and major repair needs at the
26 5 community colleges that remain unencumbered or unobligated at
26 6 the close of the fiscal year shall not revert but shall remain
26 7 available for expenditure for the purposes designated until
26 8 the close of the fiscal year beginning July 1, 2010, or until

26 9 the project for which appropriated is completed, whichever is
26 10 earlier.

26 11 Sec. 19. REPORT. Annually, on or before January 1 of each
26 12 year, a state agency that received an appropriation from the
26 13 endowment for Iowa's health restricted capitals fund for the
26 14 preceding fiscal year shall report to the joint
26 15 transportation, infrastructure, and capitals appropriation
26 16 subcommittee, the legislative services agency, the department
26 17 of management, and the legislative capital projects committee
26 18 of the legislative council the status of all ongoing projects
26 19 for which an appropriation from the fund has been made. The
26 20 report shall include a description of the project, the
26 21 progress of work completed, the total estimated cost of the
26 22 project, a list of all revenue sources being used to fund the
26 23 project, the amount of funds expended, the amount of funds
26 24 obligated, and an estimated completion date of the project.

26 25 Sec. 20. EFFECTIVE DATE. The section of this division of
26 26 this Act appropriating moneys to the department of
26 27 administrative services for the fiscal year beginning July 1,
26 28 2005, for restoration of the west capitol terrace, being
26 29 deemed of immediate importance, takes effect upon enactment.

26 30 DIVISION VI

26 31 TECHNOLOGY REINVESTMENT FUND

26 32 Sec. 21. There is appropriated from the technology
26 33 reinvestment fund created in section 8.57C to the following
26 34 departments and agencies for the fiscal year beginning July 1,
26 35 2006, and ending June 30, 2007, the following amounts, or so
27 1 much thereof as is necessary, to be used for the purposes
27 2 designated:

27 3 1. DEPARTMENT OF ADMINISTRATIVE SERVICES

27 4 For technology improvement projects:

27 5 \$ 3,358,334

27 6 2. DEPARTMENT OF CORRECTIONS

27 7 For costs associated with the Iowa corrections offender
27 8 network data system:

27 9 \$ 500,000

27 10 3. DEPARTMENT OF EDUCATION

27 11 a. For implementation of the provisions of chapter 280A:

27 12 \$ 500,000

27 13 b. For maintenance and lease costs associated with
27 14 connections for Part III of the Iowa communications network:

27 15 \$ 2,727,000

27 16 c. For allocation to the public broadcasting division for
27 17 installation costs for the conversion to high definition
27 18 broadcasting at the Iowa public television facilities:

27 19 \$ 2,300,000

27 20 d. To the public broadcasting division for replacing
27 21 transmitters:

27 22 \$ 1,425,000

27 23 e. To the public broadcasting division for the purchase of
27 24 equipment intended to provide an uninterruptible power supply:

27 25 \$ 315,000

27 26 4. DEPARTMENT OF HUMAN RIGHTS

27 27 For the cost of equipment and computer software for the
27 28 implementation of Iowa's criminal justice information system:

27 29 \$ 2,645,066

27 30 5. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD

27 31 For technological improvements to the board's electronic
27 32 filing system:

27 33 \$ 39,100

27 34 6. IOWA TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION

27 35 For replacement of equipment for the Iowa communications
28 1 network:

28 2 \$ 1,997,500

28 3 7. IOWA LAW ENFORCEMENT ACADEMY

28 4 For information technology upgrades and renovations at the
28 5 Iowa law enforcement academy:

28 6 \$ 50,000

28 7 8. BOARD OF PAROLE

28 8 For information technology upgrades for the board of
28 9 parole:

28 10 \$ 75,000

28 11 9. DEPARTMENT OF PUBLIC DEFENSE

28 12 For information technology upgrades for the Iowa national
28 13 guard:

28 14 \$ 75,000

28 15 10. DEPARTMENT OF PUBLIC SAFETY

28 16 a. For continuation of payments on the lease of the
28 17 automated fingerprint identification system:

28 18 \$ 550,000

28 19 b. For information technology hardware and software

28 20 upgrades for the department of public safety:
 28 21 \$ 943,000
 28 22 Sec. 22. REVERSION. Notwithstanding section 8.33, moneys
 28 23 appropriated in this division of this Act that remain
 28 24 unencumbered or unobligated at the close of the fiscal year
 28 25 shall not revert but shall remain available for the purposes
 28 26 designated until the close of the fiscal year beginning July
 28 27 1, 2007, or until the project for which the appropriation was
 28 28 made is completed, whichever is earlier.
 28 29 Sec. 23. NEW SECTION. 8.57C TECHNOLOGY REINVESTMENT
 28 30 FUND.
 28 31 1. A technology reinvestment fund is created under the
 28 32 authority of the department of management. The fund shall
 28 33 consist of appropriations made to the fund and transfers of
 28 34 interest, earnings, and moneys from other funds as provided by
 28 35 law. The fund shall be separate from the general fund of the
 29 1 state and the balance in the fund shall not be considered part
 29 2 of the balance of the general fund of the state. However, the
 29 3 fund shall be considered a special account for the purposes of
 29 4 section 8.53, relating to generally accepted accounting
 29 5 principles.
 29 6 2. Moneys in the fund in a fiscal year shall be used as
 29 7 appropriated by the general assembly for the acquisition of
 29 8 computer hardware and software, software development,
 29 9 telecommunications equipment, and maintenance and lease
 29 10 agreements associated with technology components and for the
 29 11 purchase of equipment intended to provide an uninterruptible
 29 12 power supply.
 29 13 3. There is appropriated from the general fund of the
 29 14 state for the fiscal year beginning July 1, 2006, and for each
 29 15 subsequent fiscal year, the sum of seventeen million five
 29 16 hundred thousand dollars to the technology reinvestment fund.
 29 17 4. Annually, on or before January 1 of each year, a state
 29 18 agency that received an appropriation from this fund for the
 29 19 preceding fiscal year shall report to the joint
 29 20 transportation, infrastructure, and capitals appropriation
 29 21 subcommittee, the legislative services agency, the department
 29 22 of management, and the legislative capital projects committee
 29 23 of the legislative council the status of all ongoing projects
 29 24 for which an appropriation from this fund has been made. The
 29 25 report shall include a description of the project, the
 29 26 progress of work completed, the total estimated cost of the
 29 27 project, a list of all revenue sources being used to fund the
 29 28 project, the amount of funds expended, the amount of funds
 29 29 obligated, and an estimated completion date of the project.
 29 30 DIVISION VII
 29 31 ENDOWMENT FOR IOWA'S HEALTH ACCOUNT
 29 32 Sec. 24. Notwithstanding section 12.65, subsection 2, and
 29 33 section 12E.12, subsection 1, paragraph "b", subparagraph (2),
 29 34 there is appropriated from the endowment for Iowa's health
 29 35 account of the tobacco settlement trust fund established in
 30 1 section 12E.12 to the following departments and agencies for
 30 2 the fiscal year beginning July 1, 2006, and ending June 30,
 30 3 2007, the following amounts, or so much thereof as is
 30 4 necessary, to be used for the purposes designated:
 30 5 1. DEPARTMENT OF NATURAL RESOURCES
 30 6 For implementation of lake projects that have established
 30 7 watershed improvement initiatives and community support in
 30 8 accordance with the department's annual lake restoration plan
 30 9 and report:
 30 10 \$ 8,600,000
 30 11 It is the intent of the general assembly that all lake
 30 12 restoration projects that satisfy the criteria required in
 30 13 section 456A.33B and whose project designers worked with the
 30 14 department to develop an action plan prior to January 1, 2006,
 30 15 shall be funded in the amounts and according to the timeline
 30 16 for fiscal year 2006=2007 provided in the department's Iowa
 30 17 lakes restoration report submitted to the Eighty-first General
 30 18 Assembly.
 30 19 Of the amounts appropriated in this subsection, at least
 30 20 the following amounts shall be allocated as follows:
 30 21 a. For clear lake in Cerro Gordo county:
 30 22 \$ 4,000,000
 30 23 b. For storm lake in Buena Vista county:
 30 24 \$ 500,000
 30 25 c. For crystal lake in Hancock county:
 30 26 \$ 1,400,000
 30 27 d. For the purposes of contracting with qualified persons
 30 28 outside the department to conduct use attainability analyses
 30 29 in conformance with section 455B.176A, as enacted in 2006 Iowa
 30 30 Acts, Senate File 2363, if enacted, or in any other Act of the

30 31 Eighty=first General Assembly, 2006 Session:
 30 32 \$ 750,000
 30 33 2. TREASURER OF STATE
 30 34 For deposit in the watershed improvement fund created in
 30 35 section 466A.2:
 31 1 \$ 5,000,000
 31 2 Sec. 25. Notwithstanding section 12.65, subsection 2, and
 31 3 section 12E.12, subsection 1, paragraph "b", subparagraph (2),
 31 4 there is appropriated from the endowment for Iowa's health
 31 5 account of the tobacco settlement trust fund established in
 31 6 section 12E.12 to the treasurer of state for the fiscal year
 31 7 beginning July 1, 2007, and ending June 30, 2008, the
 31 8 following amount, or so much thereof as is necessary, to be
 31 9 used for the purposes designated:
 31 10 For deposit in the watershed improvement fund created in
 31 11 section 466A.2:
 31 12 \$ 5,000,000
 31 13 Sec. 26. NEW SECTION. 456A.33B LAKE RESTORATION PLAN AND
 31 14 REPORT.
 31 15 1. It is the intent of the general assembly that the
 31 16 department of natural resources shall develop annually a lake
 31 17 restoration plan and report that shall be submitted to the
 31 18 joint appropriations subcommittee on transportation,
 31 19 infrastructure, and capitals and the legislative services
 31 20 agency by no later than January 1 of each year. The plan and
 31 21 report shall include the department's plans and
 31 22 recommendations for lake restoration projects to receive
 31 23 funding consistent with the process and criteria provided in
 31 24 this section, and shall include the department's assessment of
 31 25 the progress and results of projects funded with moneys
 31 26 appropriated under this section.
 31 27 The department shall recommend funding for lake restoration
 31 28 projects that are designed to achieve the following goals:
 31 29 a. Ensure a cost-effective, positive return on investment
 31 30 for the citizens of Iowa.
 31 31 b. Ensure local community commitment to lake and watershed
 31 32 protection.
 31 33 c. Ensure significant improvement in water clarity,
 31 34 safety, and quality of Iowa lakes.
 31 35 d. Provide for a sustainable, healthy, functioning lake
 32 1 system.
 32 2 e. Result in the removal of the lake from the impaired
 32 3 waters list.
 32 4 2. The process and criteria the department shall utilize
 32 5 to recommend funding for lake restoration projects shall be as
 32 6 follows:
 32 7 a. The department shall develop an initial list of not
 32 8 more than thirty-five significant public lakes to be
 32 9 considered for funding based on the feasibility of each lake
 32 10 for restoration and the use or potential use of the lake, if
 32 11 restored. The list shall include lake projects under active
 32 12 development that the department shall recommend be given
 32 13 priority for funding so long as progress toward completion of
 32 14 the projects remains consistent with the goals of this
 32 15 section.
 32 16 b. The department shall meet with representatives of
 32 17 communities where lakes on the initial list are located to
 32 18 provide an initial lake restoration assessment and to explain
 32 19 the process and criteria for receiving lake restoration
 32 20 funding. Communities with lakes not included on the initial
 32 21 list may petition the director of the department for a
 32 22 preliminary lake restoration assessment and explanation of the
 32 23 funding process and criteria. The department shall work with
 32 24 representatives of each community to develop a joint lake
 32 25 restoration action plan. At a minimum, each joint action plan
 32 26 shall document the causes, sources, and magnitude of lake
 32 27 impairment, evaluate the feasibility of the lake and watershed
 32 28 restoration options, establish water quality goals and a
 32 29 schedule for attainment, assess the economic benefits of the
 32 30 project, identify the sources and amounts of any leveraged
 32 31 funds, and describe the community's commitment to the project,
 32 32 including local funding. The community's commitment to the
 32 33 project may include moneys to fund a lake diagnostic study and
 32 34 watershed assessment, including development of a TMDL (total
 32 35 maximum daily load).
 33 1 c. Each joint lake restoration plan shall comply with the
 33 2 following guidelines:
 33 3 (1) Biologic controls will be utilized to the maximum
 33 4 extent, wherever possible.
 33 5 (2) If proposed, dredging of the lake will be conducted to
 33 6 a mean depth of at least ten feet to gain water quality

33 7 benefits unless a combination of biologic and structural
33 8 controls is sufficient to assure water quality targets will be
33 9 achieved at a shallower average water depth.
33 10 (3) The costs of lake restoration will include the
33 11 maintenance costs of improvements to the lake.
33 12 (4) Delivery of phosphorous and sediment from the
33 13 watershed will be controlled and in place before lake
33 14 restoration begins. Loads of phosphorous and sediment, in
33 15 conjunction with in-lake management, will meet or exceed the
33 16 following water quality targets:
33 17 (a) Clarity. A four-and-one-half-foot secchi depth will
33 18 be achieved fifty percent of the time from April 1 through
33 19 September 30.
33 20 (b) Safety. Beaches will meet water quality standards for
33 21 recreational use.
33 22 (c) Biota. A diverse, balanced, and sustainable aquatic
33 23 community will be maintained.
33 24 (d) Sustainability. The water quality benefits of the
33 25 restoration efforts will be sustained for at least fifty
33 26 years.
33 27 d. The department shall evaluate the joint action plans
33 28 and prioritize the plans based on the criteria required in
33 29 this section. The department's annual lake restoration plan
33 30 and report shall include the prioritized list and the amounts
33 31 of state and other funding the department recommends for each
33 32 lake restoration project. The department may seek public
33 33 comment on its recommendations prior to submitting the plan
33 34 and report to the general assembly.

33 35 DIVISION VIII

34 1 CHANGES TO PRIOR APPROPRIATIONS

34 2 Sec. 27. 2001 Iowa Acts, chapter 185, section 30, as
34 3 amended by 2005 Iowa Acts, chapter 178, section 22, is amended
34 4 to read as follows:

34 5 SEC. 30. REVERSION.

34 6 1. Except as provided in subsection 2 and notwithstanding
34 7 section 8.33, moneys appropriated in this division of this Act
34 8 shall not revert at the close of the fiscal year for which
34 9 they were appropriated but shall remain available for the
34 10 purposes designated until the close of the fiscal year that
34 11 begins July 1, 2004, or until the project for which the
34 12 appropriation was made is completed, whichever is earlier.

34 13 2. Notwithstanding section 8.33, moneys appropriated in
34 14 section 25, subsection 3, paragraph "b", and section 28 of
34 15 this division of this Act shall not revert at the close of the
34 16 fiscal year for which they were appropriated but shall remain
34 17 available for the purpose designated until the close of the
34 18 fiscal year that begins July 1, 2005 2006, or until the
34 19 project for which the appropriation was made is completed,
34 20 whichever is earlier.

34 21 Sec. 28. 2002 Iowa Acts, chapter 1173, section 1,
34 22 subsection 3, paragraph b, is amended to read as follows:

34 23 b. To provide a grant for construction of, and purchasing
34 24 of equipment for, a facility to be used exclusively for
34 25 processing novel proteins from agricultural products for
34 26 pharmaceutical, nutraceutical, or chemical applications:

34 27 FY 2002=2003.....	\$ 3,268,696	0
34 28		
34 29 FY 2003=2004.....	\$	0
34 30 FY 2004=2005.....	\$	0
34 31 FY 2005=2006.....	\$	0

34 32 The moneys appropriated in this paragraph "b" shall
34 33 comprise no more than 15 percent of the total costs of
34 34 construction of, and purchasing equipment for, the facility.

34 35 Sec. 29. 2004 Iowa Acts, chapter 1175, section 288,
35 1 subsection 4, paragraph b, is amended to read as follows:

35 2 b. For construction of a community-based correctional
35 3 facility, including district offices, in Davenport:

35 4 FY 2004=2005.....	\$ 3,000,000
35 5 FY 2005=2006.....	\$ 3,750,000
35 6 FY 2006=2007.....	\$ 3,750,000

35 7 0
35 8 ~~It is the intent of the general assembly that the~~
35 9 ~~department of management allocate the entire appropriation for~~
35 10 ~~the fiscal year beginning July 1, 2006, to the department of~~
35 11 ~~corrections by July 31, 2006.~~

35 12 Sec. 30. 2004 Iowa Acts, chapter 1175, section 288,
35 13 subsection 7, paragraph d, is amended to read as follows:

35 14 d. For allocation to the public broadcasting division for
35 15 costs of installation of digital and analog television for
35 16 Iowa public television facilities, notwithstanding section
35 17 8.57, subsection 5, paragraph "c":

35 18 FY 2004=2005..... \$ 8,000,000
 35 19 FY 2005=2006..... \$ 8,000,000
 35 20 FY 2006=2007..... \$ ~~2,300,000~~
 35 21 0
 35 22 Sec. 31. 2005 Iowa Acts, chapter 178, section 4, is
 35 23 amended to read as follows:
 35 24 SEC. 4. There is appropriated from the rebuild Iowa
 35 25 infrastructure fund to the following departments and agencies
 35 26 for the fiscal year beginning July 1, 2006, and ending June
 35 27 30, 2007, the following amounts, or so much thereof as is
 35 28 necessary, to be used for the purposes designated:
 35 29 1. DEPARTMENT OF ADMINISTRATIVE SERVICES
 35 30 a. For costs associated with the remodeling of the records
 35 31 and property center:
 35 32 \$ ~~2,200,000~~
 35 33 0
 35 34 b. For costs associated with the replacement of the
 35 35 powerhouse facilities at the Iowa juvenile home at Toledo:
 36 1 \$ ~~1,521,045~~
 36 2 0
 36 3 2. DEPARTMENT OF CORRECTIONS
 36 4 a. For construction of a community-based correctional
 36 5 facility, including district offices, in Fort Dodge:
 36 6 \$ ~~1,400,000~~
 36 7 0
 36 8 b. For the remodeling and renovation of the kitchen
 36 9 facilities at the Anamosa correctional facility:
 36 10 \$ ~~1,840,000~~
 36 11 0
 36 12 Sec. 32. 2005 Iowa Acts, chapter 179, section 13,
 36 13 unnumbered paragraph 2, is amended to read as follows:
 36 14 For major renovation and major repair needs, including
 36 15 health, life, and fire safety needs, and for compliance with
 36 16 the federal Americans With Disabilities Act, for state
 36 17 buildings and facilities under the purview of the community
 36 18 colleges:
 36 19 FY 2006=2007..... \$ ~~2,000,000~~
 36 20 0
 36 21 FY 2007=2008..... \$ 2,000,000
 36 22 FY 2008=2009..... \$ 2,000,000
 36 23 DIVISION IX
 36 24 MISCELLANEOUS CODE CHANGES
 36 25 Sec. 33. Section 8.57, subsection 6, Code 2005, is amended
 36 26 by adding the following new paragraph:
 36 27 NEW PARAGRAPH. h. Annually, on or before January 1 of
 36 28 each year, a state agency that received an appropriation from
 36 29 the rebuild Iowa infrastructure fund for the preceding fiscal
 36 30 year shall report to the joint transportation, infrastructure,
 36 31 and capitals appropriation subcommittee, the legislative
 36 32 services agency, the department of management, and the
 36 33 legislative capital projects committee of the legislative
 36 34 council the status of all ongoing projects for which an
 36 35 appropriation from the fund has been made. The report shall
 37 1 include a description of the project, the progress of work
 37 2 completed, the total estimated cost of the project, a list of
 37 3 all revenue sources being used to fund the project, the amount
 37 4 of funds expended, the amount of funds obligated, and an
 37 5 estimated completion date of the project.
 37 6 Sec. 34. Section 8.57A, Code 2005, is amended by adding
 37 7 the following new subsection:
 37 8 NEW SUBSECTION. 5. Annually, on or before January 1 of
 37 9 each year, a state agency that received an appropriation from
 37 10 the environment first fund for the preceding fiscal year shall
 37 11 report to the joint transportation, infrastructure, and
 37 12 capitals appropriation subcommittee, the legislative services
 37 13 agency, the department of management, and the legislative
 37 14 capital projects committee of the legislative council the
 37 15 status of all ongoing projects for which an appropriation from
 37 16 the fund has been made. The report shall include a
 37 17 description of the project, the progress of work completed,
 37 18 the total estimated cost of the project, a list of all revenue
 37 19 sources being used to fund the project, the amount of funds
 37 20 expended, the amount of funds obligated, and an estimated
 37 21 completion date of the project.
 37 22 Sec. 35. Section 8.57B, Code Supplement 2005, is amended
 37 23 by adding the following new subsection:
 37 24 NEW SUBSECTION. 5. Annually, on or before January 1 of
 37 25 each year, a state agency that received an appropriation from
 37 26 the vertical infrastructure fund for the preceding fiscal year
 37 27 shall report to the joint transportation, infrastructure, and
 37 28 capitals appropriation subcommittee, the legislative services

37 29 agency, the department of management, and the legislative
37 30 capital projects committee of the legislative council the
37 31 status of all ongoing projects for which an appropriation from
37 32 the fund has been made. The report shall include a
37 33 description of the project, the progress of work completed,
37 34 the total estimated cost of the project, a list of all revenue
37 35 sources being used to fund the project, the amount of funds
38 1 expended, the amount of funds obligated, and an estimated
38 2 completion date of the project.
38 3 Sec. 36. Section 8A.321, subsection 10, Code Supplement
38 4 2005, is amended to read as follows:
38 5 10. Prepare annual status reports for all ongoing capital
38 6 projects of ~~all state agencies, as defined in section 8.3A the~~
38 7 ~~department, and submit the status reports to the legislative~~
38 8 ~~capital projects committee joint transportation,~~
38 9 ~~infrastructure, and capitals appropriation subcommittee.~~
38 10 Sec. 37. NEW SECTION. 8A.330 NEW CONSTRUCTION == RETURN
38 11 ON INVESTMENT.
38 12 The department shall not expend or obligate more than
38 13 \$1,000,000 in total of the funds appropriated for a project
38 14 unless authorized by a constitutional majority of each house
38 15 of the general assembly, or upon approval by a constitutional
38 16 majority of the members of each house of the general assembly
38 17 appointed to the legislative fiscal committee if the general
38 18 assembly is not in session. If the return on investment is
38 19 less than five percent, the expenditure or obligation of the
38 20 funds must be approved by the general assembly and the
38 21 governor. Additionally, prior to expending or obligating more
38 22 than \$1,000,000 in total, the department shall submit a
38 23 business plan related to the construction of a new state
38 24 office building that includes all of the following:
38 25 1. A list of the identified agencies that will occupy the
38 26 building and an estimate of the number of employees of each
38 27 agency.
38 28 2. The rental or lease costs currently paid by the
38 29 identified state agencies, and the estimated rental or lease
38 30 costs to be incurred by the identified state agencies if a new
38 31 state office building is not constructed.
38 32 3. A return on investment analysis associated with the
38 33 construction of a new state office building compared with the
38 34 following:
38 35 a. Continuing to lease or rent space for existing state
39 1 agencies in addition to renovating the Wallace state office
39 2 building.
39 3 b. Entering into an agreement for the construction of a
39 4 new building for use by the state through a long-term lease or
39 5 long-term lease-purchase agreement.
39 6 Sec. 38. Section 12E.12, Code 2005, is amended by adding
39 7 the following new subsection:
39 8 NEW SUBSECTION. 9. Annually, on or before January 1 of
39 9 each year, a state agency that received an appropriation from
39 10 the tobacco settlement trust fund for the preceding fiscal
39 11 year shall report to the joint transportation, infrastructure,
39 12 and capitals appropriation subcommittee, the legislative
39 13 services agency, the department of management, and the
39 14 legislative capital projects committee of the legislative
39 15 council the status of all ongoing projects for which an
39 16 appropriation from the fund has been made. The report shall
39 17 include a description of the project, the progress of work
39 18 completed, the total estimated cost of the project, a list of
39 19 all revenue sources being used to fund the project, the amount
39 20 of funds expended, the amount of funds obligated, and an
39 21 estimated completion date of the project.
39 22 Sec. 39. Section 15I.1, subsection 2, paragraph a, Code
39 23 Supplement 2005, is amended to read as follows:
39 24 a. Medical and dental insurance plans. If an employer
39 25 offers medical insurance under both single and family coverage
39 26 plans, the employer shall be given credit for providing
39 27 medical insurance under family coverage plans to all new
39 28 employees.
39 29 Sec. 40. Section 100B.3, Code 2005, is amended to read as
39 30 follows:
39 31 100B.3 TRAINING AGREEMENTS.
39 32 ~~The state fire marshal, subject to the approval of the~~
39 33 ~~state fire service and emergency response council, may shall~~
39 34 ~~enter into written agreements with other educational~~
39 35 ~~institutions public agencies that have established regional~~
40 1 ~~emergency response training centers under section 100B.16 to~~
40 2 ~~provide training in conjunction with training provided by the~~
40 3 ~~fire service training bureau or. Moneys appropriated shall~~
40 4 ~~not be distributed by the department of public safety to a~~

40 5 regional training center until such an agreement has been
40 6 entered into with the regional training center.

40 7 The state fire marshal may enter into written agreements
40 8 with other educational institutions to assist in research
40 9 conducted by the bureau.

40 10 Sec. 41. Section 100B.4, unnumbered paragraph 1, Code
40 11 Supplement 2005, is amended to read as follows:

40 12 Fees assessed pursuant to this chapter shall be retained by
40 13 the division of state fire marshal and such repayments
40 14 received shall be used exclusively to offset the cost of fire
40 15 service training. Fees charged by regional emergency response
40 16 training centers for fire service training programs as
40 17 described in section 100B.6 shall not be greater than the fee
40 18 schedule established by rule by the state fire marshal.

40 19 Sec. 42. Section 100B.7, subsection 2, paragraphs k and l,
40 20 Code 2005, are amended to read as follows:

40 21 k. Plan and coordinate fire schools and other short
40 22 courses of instruction on a statewide, regional, and local
40 23 level, utilizing existing educational institutions, programs,
40 24 and facilities as ~~feasible~~ provided in sections 100B.16 and
40 25 100B.18.

40 26 1. Prepare for the state fire marshal and the state fire
40 27 service and emergency response council an annual report of
40 28 activities that include a summary of classes taught, budget,
40 29 and staff activities. The annual report shall include a
40 30 report of the activities of each regional emergency response
40 31 training center established under section 100B.16.

40 32 Sec. 43. NEW SECTION. 100B.15 DEFINITIONS.

40 33 As used in this part:

40 34 1. "Bureau" means the fire service training bureau.

40 35 2. "Council" means the state fire service and emergency
41 1 response council.

41 2 3. "Emergency responders" means firefighters, law
41 3 enforcement officers, emergency medical service personnel, and
41 4 other personnel having emergency response duties.

41 5 4. "Emergency response service" means fire protection
41 6 service, law enforcement, emergency medical service, hazardous
41 7 materials containment and disposal, search and rescue
41 8 operations, evacuation operations, and other related services.

41 9 5. "Municipality" means a city, county, township,
41 10 benefited fire district, or agency authorized by law to
41 11 provide emergency response services.

41 12 6. "Public agency" means a municipality, a community
41 13 college, or an association representing fire fighters.

41 14 7. "Training center" means a regional emergency response
41 15 training center established under section 100B.16.

41 16 Sec. 44. NEW SECTION. 100B.16 REGIONAL EMERGENCY
41 17 RESPONSE TRAINING CENTERS.

41 18 1. Regional emergency response training centers shall be
41 19 established to provide training to fire fighters and other
41 20 emergency responders. The lead public agency for the training
41 21 centers shall be the following community colleges for the
41 22 following merged areas:

41 23 a. Northeast Iowa community college for merged area I in
41 24 partnership with the Dubuque county firemen's association and
41 25 to provide advanced training in agricultural emergency
41 26 response as such advanced training is funded by the homeland
41 27 security and emergency management division of the department
41 28 of public defense.

41 29 b. North Iowa area community college for merged area II in
41 30 partnership with the Mason City fire department.

41 31 c. Iowa lakes community college for merged area III.

41 32 d. Iowa central community college for merged area V and to
41 33 provide advanced training in homeland security as such
41 34 advanced training is funded by the homeland security and
41 35 emergency management division of the department of public

42 1 defense.

42 2 e. Hawkeye community college for merged area VII in
42 3 partnership with the Waterloo regional hazardous materials
42 4 training center and to provide advanced training in hazardous
42 5 materials emergency response as such advanced training is
42 6 funded by the homeland security and emergency management
42 7 division of the department of public defense.

42 8 f. Eastern Iowa community college for merged area IX in
42 9 partnership with the city of Davenport fire department.

42 10 g. Kirkwood community college for merged area X in
42 11 partnership with the city of Coralville fire department and
42 12 the Iowa City fire department and to provide advanced training
42 13 in agricultural terrorism response and mass casualty and
42 14 fatality response as such advanced training is funded by the
42 15 homeland security and emergency management division of the

42 16 department of public defense.

42 17 h. Des Moines area community college for merged area XI
42 18 and to provide advanced training in operations integration in
42 19 compliance with the national incident management system as
42 20 such advanced training is funded by the homeland security and
42 21 emergency management division of the department of public
42 22 defense.

42 23 i. Western Iowa technical community college for merged
42 24 area XII in partnership with the Sioux City fire department
42 25 and to provide advanced training in emergency responder
42 26 communications as such advanced training is funded by the
42 27 homeland security and emergency management division of the
42 28 department of public defense.

42 29 j. Iowa western community college for merged areas XIII
42 30 and XIV in partnership with southwestern community college and
42 31 the Council Bluffs fire department.

42 32 k. Southeastern Iowa community college for merged areas XV
42 33 and XVI in partnership with Indian hills community college and
42 34 the city of Fort Madison fire department.

42 35 The public agencies named in paragraphs "a" through "j"
43 1 shall, in conjunction with the bureau, coordinate fire service
43 2 training programs as described in section 100B.6 at each
43 3 training center.

43 4 2. a. A lead public agency listed in subsection 1,
43 5 paragraphs "a" through "k", shall submit an application to the
43 6 bureau in order to be eligible to receive a state
43 7 appropriation for the agency's training center. The bureau
43 8 shall prescribe the form of the application and, on or before
43 9 August 15, 2006, shall provide such application to each lead
43 10 public agency.

43 11 b. An applicant lead public agency shall indicate on the
43 12 application the location of the proposed training center. An
43 13 applicant shall also include on the application the location
43 14 of any existing facilities required in section 100B.17 and
43 15 located in the training region. The application shall be
43 16 accompanied by letters from public agencies and private
43 17 businesses in the merged area stating an intent to participate
43 18 in, and provide for financial support for, establishment and
43 19 activities of the training center.

43 20 c. By January 10 of each year, the bureau shall submit to
43 21 the general assembly a list of applications received and the
43 22 action taken by the bureau on each application. The bureau
43 23 shall, upon request, provide the applications and supporting
43 24 documentation submitted by each applicant.

43 25 3. In selecting a location for a proposed training center,
43 26 an applicant lead public agency shall consider, and address in
43 27 the application, all of the following:

43 28 a. The availability and proximity of quality classroom
43 29 space with adequate audio-visual support.

43 30 b. The availability and adequate supply from area
43 31 emergency response service entities of equipment which
43 32 supports training.

43 33 c. A site where limited, safe open burning would not be
43 34 challenged or prohibited due to environmental issues or
43 35 community concerns.

44 1 d. Proximity to a medical facility.

44 2 e. The availability of water mains, roadway, drainage,
44 3 electrical service, and reasonably flat terrain.

44 4 f. Accessibility to area fire departments.

44 5 The application shall include letters of support for the
44 6 recommended site from emergency response entities in the
44 7 region.

44 8 4. Applications must be submitted to the bureau by
44 9 September 15, 2006, in order for a training center to be
44 10 eligible to receive state funds in the fiscal year beginning
44 11 July 1, 2006, if funds are appropriated to that training
44 12 center for that fiscal year. The bureau shall review and
44 13 approve an application and, if approved, distribute funds
44 14 appropriated for that training center within thirty days of
44 15 receiving the application from the applicant. State funds
44 16 that have been appropriated for use by a specified training
44 17 center shall be distributed to that training center as soon as
44 18 possible after the bureau approves such training center's
44 19 application.

44 20 5. The application shall list the training facilities to
44 21 be required in order for a training center to provide training
44 22 to fire fighters and other emergency responders. If a lead
44 23 agency or a partner of a lead agency already owns or utilizes
44 24 a required training facility, that facility shall not be
44 25 duplicated when constructing the required training facilities
44 26 listed on the application.

44 27 6. The state fire marshal may adopt administrative rules
44 28 under section 17A.4, subsection 2, and section 17A.5,
44 29 subsection 2, paragraph "b", to administer this section.
44 30 Sec. 45. NEW SECTION. 100B.17 TRAINING CENTER FACILITIES
44 31 == ADVANCED TRAINING == INSPECTIONS.
44 32 1. Each training center is required to have the facilities
44 33 listed on the application in section 100B.16. In addition,
44 34 each training center assigned an area of advanced training as
44 35 specified in section 100B.16 is required to have facilities to
45 1 support instruction in its area of advanced training. These
45 2 facilities shall include facilities and structures to support
45 3 full-scale training exercises in such area of advanced
45 4 training as recommended or required by any applicable state or
45 5 national training facility standards.
45 6 2. The bureau shall inspect the facilities of each
45 7 training center to ensure compliance with the requirements of
45 8 this section.
45 9 Sec. 46. NEW SECTION. 100B.18 TRAINING PROVIDED.
45 10 1. Training centers shall provide fire service training in
45 11 accordance with curriculum approved by the bureau. The
45 12 bureau, in cooperation with the public agencies operating the
45 13 training centers, shall provide the necessary training
45 14 materials, curriculum, training aids, and training schedule.
45 15 2. Training centers may provide emergency response service
45 16 training in addition to fire service training. A training
45 17 center shall offer joint training exercises to emergency
45 18 responders. The bureau shall work in conjunction with those
45 19 state agencies charged with developing training standards for
45 20 emergency response service training to develop a curriculum
45 21 and standards for emergency response service training provided
45 22 by a training center.
45 23 3. A training center shall offer training to any emergency
45 24 responder who applies for training at the training center
45 25 regardless of the emergency responder's place of residence or
45 26 employment.
45 27 Sec. 47. NEW SECTION. 100B.19 AGREEMENTS FOR TRAINING
45 28 AND FINANCIAL ASSISTANCE == AUTHORITY.
45 29 A public agency operating a training center may enter into
45 30 agreements under chapter 28E to provide emergency response
45 31 service training to emergency responders. The agreements may
45 32 provide for financial contributions from participating public
45 33 agencies, private fire departments, and emergency response
45 34 service entities and may provide for in-kind contributions of
45 35 land, equipment, and personnel from such public agencies,
46 1 private fire departments, and other entities providing
46 2 emergency response services.
46 3 Sec. 48. NEW SECTION. 262B.21 RESEARCH AND DEVELOPMENT
46 4 PLATFORMS.
46 5 1. For purposes of this section, and sections 262B.22 and
46 6 262B.23, "core platform areas" means the areas of advanced
46 7 manufacturing, biosciences, information solutions, and
46 8 financial services.
46 9 2. The state board of regents shall do all of the
46 10 following:
46 11 a. Recruit employees, build capacity, and invest moneys to
46 12 ensure rapid scientific progress in the core platform areas.
46 13 b. Create endowed chair positions and employ persons with
46 14 entrepreneurial expertise.
46 15 c. Invest in technology development infrastructure to
46 16 strengthen and accelerate the scientific and commercialization
46 17 work in the core platform areas.
46 18 d. Provide financial assistance in the form of grants for
46 19 purposes of accelerating the transformation of new and ongoing
46 20 research and development initiatives in the core platform
46 21 areas into commercial opportunities.
46 22 e. Actively participate in advisory groups dedicated to
46 23 the areas of bioscience advanced manufacturing, and
46 24 information solutions.
46 25 Sec. 49. NEW SECTION. 262B.22 TECHNOLOGY AND
46 26 COMMERCIALIZATION RESOURCE ORGANIZATION.
46 27 1. The general assembly finds and declares that the public
46 28 good requires that Iowa successfully participate and compete
46 29 in the emerging world economy. A technology and
46 30 commercialization resource organization is established to
46 31 formulate and implement plans and programs for the core
46 32 platform areas and to facilitate their commercial application
46 33 within the state.
46 34 2. The technology and commercialization resource
46 35 organization shall receive recommendations for research
47 1 projects which have commercialization potential from
47 2 institutions of higher learning under the control of the state

47 3 board of regents. In cooperation with commercialization
47 4 experts in the private sector, the organization shall analyze
47 5 research project submissions and make recommendations
47 6 regarding which projects should receive funding and how much
47 7 funding such projects should receive. The recommendations of
47 8 the organization shall be forwarded to the state board of
47 9 regents. The state board of regents shall review the
47 10 recommendations and may approve, deny, or modify the
47 11 recommendations, but the state board of regents shall not
47 12 change the primary focus of the proposal. The state board of
47 13 regents may award financial assistance to approved research
47 14 projects.

47 15 3. A technology and commercialization resource
47 16 organization shall be incorporated under chapter 504. The
47 17 organization shall not be regarded as a state agency, except
47 18 for purposes of chapter 17A. A member of the board of
47 19 directors is not considered a state employee, except for
47 20 purposes of chapter 669. A natural person employed by the
47 21 organization is a state employee for purposes of the Iowa
47 22 public employees' retirement system, state health and dental
47 23 plans, and other state employee benefit plans and chapter 669.
47 24 Chapters 8, 8A, and 20, and other provisions of law that
47 25 relate to requirements or restrictions dealing with state
47 26 personnel or state funds, do not apply to the organization or
47 27 any employees of the board of directors or the organization
47 28 except to the extent provided in this chapter.

47 29 4. The board of directors of the organization shall
47 30 consist of eight voting members as follows:

- 47 31 a. The president of the state board of regents.
- 47 32 b. The three members of the economic development
47 33 subcommittee of the state board of regents.
- 47 34 c. The chief technology officer of the state.
- 47 35 d. One member selected by a biosciences development
48 1 organization designated by the department of economic
48 2 development pursuant to section 15G.111, subsection 2.
- 48 3 e. The chairperson of the advanced manufacturing steering
48 4 group of the department of economic development.
- 48 5 f. The chairperson of the information solutions steering
48 6 group of the department of economic development.

48 7 5. The members of the board of directors shall annually
48 8 elect a president of the board from the board membership. A
48 9 vacancy shall be filled by the appointing authority. Members
48 10 are eligible for actual expense reimbursement while fulfilling
48 11 duties of the board.

48 12 Sec. 50. NEW SECTION. 262B.23 ENDOWED CHAIRS AND
48 13 SALARIES.

48 14 The state board of regents may use for salaries and may
48 15 create endowed chair positions at each of the regents
48 16 universities using, in part, moneys appropriated to the state
48 17 board of regents for purposes of implementing recommendations
48 18 provided in separate consultant reports on bioscience,
48 19 advanced manufacturing, and information technology submitted
48 20 to the department of economic development in the calendar
48 21 years 2004 and 2005. Such moneys may only be used to
48 22 partially fund an endowed chair position if significant
48 23 private contributions and contributions from governmental
48 24 entities other than the state and political subdivisions of
48 25 the state are used to fund the position. Not more than fifty
48 26 percent of the cost of funding an endowed chair position shall
48 27 be paid with such moneys. The endowed chair positions shall
48 28 be used to attract scholars recruited nationally and
48 29 internationally who can bring with them related start-up
48 30 business ventures or a concept for near-term
48 31 commercialization.

48 32 Sec. 51. Section 303.3C, subsection 1, paragraph c, Code
48 33 Supplement 2005, is amended to read as follows:

48 34 c. Initially, three Iowa great places projects shall be
48 35 identified by the Iowa great places board. ~~Two years after~~
49 1 ~~the third project is identified by the board, the~~ The board
49 2 may identify up to six additional Iowa great places for
49 3 participation under the program.

49 4 Sec. 52. Section 303.3C, subsection 1, Code Supplement
49 5 2005, is amended by adding the following new paragraphs:
49 6 NEW PARAGRAPH. d. The department of cultural affairs
49 7 shall work in cooperation with the vision Iowa and community
49 8 attraction and tourism programs for purposes of maximizing and
49 9 leveraging moneys appropriated to identified Iowa great
49 10 places.

49 11 NEW PARAGRAPH. e. As a condition of receiving state
49 12 funds, an identified Iowa great place shall present
49 13 information to the board concerning the proposed activities

49 14 and total financial needs of the project.
49 15 NEW PARAGRAPH. f. The department of cultural affairs
49 16 shall account for any funds appropriated from the endowment
49 17 for Iowa health restricted capitals fund for an identified
49 18 Iowa great place.
49 19 Sec. 53. Section 303.3C, subsection 3, paragraph b, Code
49 20 Supplement 2005, is amended to read as follows:
49 21 b. Identify ~~three~~ Iowa great places for purposes of
49 22 receiving a package of resources under the program.
49 23 Sec. 54. NEW SECTION. 303.3D IOWA GREAT PLACES PROGRAM
49 24 FUND.
49 25 1. An Iowa great places program fund is created under the
49 26 authority of the department of cultural affairs. The fund
49 27 shall consist of appropriations made to the fund and transfers
49 28 of interest, earnings, and moneys from other funds as provided
49 29 by law. Notwithstanding section 12C.7, subsection 2, interest
49 30 or earnings on investments or time deposits of the moneys in
49 31 the Iowa great places program fund shall be credited to the
49 32 Iowa great places program fund.
49 33 2. Moneys appropriated for a fiscal year to the fund shall
49 34 be used by the general assembly to fund capital infrastructure
49 35 projects for identified Iowa great places through the Iowa
50 1 great places program established in section 303.3C.
50 2 3. In awarding moneys the department of cultural affairs
50 3 shall give consideration to the particular needs of each
50 4 identified Iowa great place.
50 5 4. Notwithstanding section 8.33, moneys credited to the
50 6 great places program fund shall not revert to the fund from
50 7 which appropriated.
50 8 Sec. 55. NEW SECTION. 324A.6A PUBLIC TRANSIT
50 9 INFRASTRUCTURE GRANT FUND.
50 10 A public transit infrastructure grant fund is established
50 11 within the department. Moneys in the fund shall be awarded to
50 12 public transit systems within the state for construction and
50 13 infrastructure projects that meet the definition of "vertical
50 14 infrastructure" in section 8.57, subsection 6, paragraph "c".
50 15 The fund shall consist of appropriations made to the fund and
50 16 transfers of interest, earnings, and moneys from other funds
50 17 as provided by law. In awarding grant assistance, the office
50 18 of public transit within the department shall, by rule,
50 19 specify certain criteria that must be included in a grant
50 20 application, which shall include but not be limited to
50 21 information on the feasibility of completion of an individual
50 22 infrastructure project. Notwithstanding section 8.33, moneys
50 23 in the public transit infrastructure grant fund shall not
50 24 revert to the fund from which they are appropriated but shall
50 25 remain available indefinitely for expenditure under this
50 26 section.
50 27 Sec. 56. Section 328.36, Code 2005, is amended by striking
50 28 the section and inserting in lieu thereof the following:
50 29 328.36 DEPOSIT AND USE OF REVENUES.
50 30 1. All moneys received by the department pursuant to
50 31 section 328.21 shall be deposited into the state aviation fund
50 32 in section 328.56.
50 33 2. Notwithstanding subsection 1, for the fiscal year
50 34 beginning July 1, 2007, and ending June 30, 2008, fifty
50 35 percent of the moneys collected under section 328.21 shall be
51 1 deposited in the state aviation fund in section 328.56 and
51 2 fifty percent shall be deposited in the general fund of the
51 3 state.
51 4 Sec. 57. NEW SECTION. 328.56 STATE AVIATION FUND.
51 5 1. A state aviation fund is created under the authority of
51 6 the department. The fund shall consist of moneys deposited in
51 7 the fund pursuant to sections 328.21 and 452A.82 and other
51 8 moneys appropriated to the fund.
51 9 2. Moneys in the fund in a fiscal year shall be used as
51 10 appropriated by the general assembly for airport engineering
51 11 studies, construction or improvements, and the windsock
51 12 program for public airports. In awarding moneys, the
51 13 department shall give preference to projects that demonstrate
51 14 a collaborative effort between airports.
51 15 Sec. 58. Section 422.34A, Code 2005, is amended by adding
51 16 the following new subsection:
51 17 NEW SUBSECTION. 8. Utilizing a distribution facility
51 18 within this state, owning or leasing property at a
51 19 distribution facility within this state that is used at or
51 20 distributed from the distribution facility, or selling
51 21 property shipped or distributed from a distribution facility.
51 22 For purposes of this subsection, "distribution facility" means
51 23 an establishment where shipments of tangible personal property
51 24 are processed for delivery to customers. "Distribution

51 25 facility" does not include an establishment where retail sales
51 26 of tangible personal property or returns of such property are
51 27 undertaken with respect to retail customers on more than
51 28 twelve days a year except for a distribution facility which
51 29 processes customer sales orders by mail, telephone, or
51 30 electronic means, if the distribution facility also processes
51 31 shipments of tangible personal property to customers provided
51 32 that not more than ten percent of the dollar amount of goods
51 33 are delivered and shipped so as to be included in the gross
51 34 sales of the corporation within this state as provided in
51 35 section 422.33, subsection 2, paragraph "b", subparagraph (6).

52 1 Sec. 59. Section 452A.79, Code Supplement 2005, is amended
52 2 by striking the section and inserting in lieu thereof the
52 3 following:

52 4 452A.79 USE OF REVENUE.

52 5 Except as provided in sections 452A.79A, 452A.82, and
52 6 452A.84, the net proceeds of the excise tax on the diesel
52 7 special fuel and the excise tax on motor fuel and other
52 8 special fuel, and penalties collected under the provision of
52 9 this chapter, shall be credited to the road use tax fund.

52 10 Sec. 60. NEW SECTION. 452A.79A MARINE FUEL TAX FUND.

52 11 1. A marine fuel tax fund is created under the authority
52 12 of the department of natural resources. The fund shall
52 13 consist of all revenues derived from the excise tax on the
52 14 sale of motor fuel used in watercraft as provided in section
52 15 452A.84 and other moneys appropriated to the fund.

52 16 2. Moneys in the fund in a fiscal year shall be used as
52 17 appropriated by the general assembly for use by the department
52 18 of natural resources in its recreational boating program,
52 19 which may include but is not limited to:

52 20 a. Dredging and renovation of lakes of this state.

52 21 b. Acquisition, development, and maintenance of access to
52 22 public boating waters.

52 23 c. Development and maintenance of boating facilities and
52 24 navigation aids.

52 25 d. Administration, operation, and maintenance of
52 26 recreational boating activities of the department of natural
52 27 resources.

52 28 e. Acquisition, development, and maintenance of recreation
52 29 facilities associated with recreational boating.

52 30 Sec. 61. Section 452A.82, Code 2005, is amended to read as
52 31 follows:

52 32 452A.82 AVIATION FUEL TAX FUND.

52 33 The portion of the moneys collected under this chapter
52 34 received on account of aviation gasoline and special fuel used
52 35 in aircraft shall be deposited in a separate fund to be
53 1 maintained by the treasurer. All moneys remaining in the
53 2 separate fund after the cost of administering the fund has
53 3 been paid shall be credited to the ~~general fund of the state~~
53 4 ~~aviation fund created in section 328.56.~~

53 5 Sec. 62. Section 452A.84, Code 2005, is amended to read as
53 6 follows:

53 7 452A.84 ~~TRANSFER TO STATE GENERAL~~ MARINE FUEL TAX FUND.

53 8 The treasurer of state shall transfer from the motor fuel
53 9 tax fund to the ~~general marine fuel tax fund of the state~~ that
53 10 portion of moneys collected under this chapter attributable to
53 11 motor fuel used in watercraft computed as follows:

53 12 1. Determine monthly the total amount of motor fuel tax
53 13 collected under this chapter and multiply the amount by
53 14 nine-tenths of one percent.

53 15 2. Subtract from the figure computed pursuant to
53 16 subsection 1 of this section three percent of the figure for
53 17 administrative costs and further subtract from the figure the
53 18 amounts refunded to commercial fishers pursuant to section
53 19 452A.17, subsection 1, paragraph "a", subparagraph (7). All
53 20 moneys remaining after claims for refund and the cost of
53 21 administration have been made shall be transferred to the
53 22 ~~general marine fuel tax fund of the state.~~

53 23 Sec. 63. 2006 Iowa Acts, Senate File 2363, section 5, if
53 24 enacted, is amended by striking the section and inserting in
53 25 lieu thereof the following:

53 26 SEC. 5. NEW SECTION. 16.134 WASTEWATER TREATMENT
53 27 FINANCIAL ASSISTANCE PROGRAM.

53 28 1. The Iowa finance authority shall establish and
53 29 administer a wastewater treatment financial assistance
53 30 program. The purpose of the program shall be to provide
53 31 grants to enhance water quality and to assist communities to
53 32 comply with water quality standards adopted by the department
53 33 of natural resources. The program shall be administered in
53 34 accordance with rules adopted by the authority pursuant to
53 35 chapter 17A.

54 1 2. A wastewater treatment financial assistance fund is
54 2 created under the authority of the Iowa finance authority.
54 3 The fund shall consist of appropriations made to the fund and
54 4 transfers of interest, earnings, and moneys from other funds
54 5 as provided by law. Moneys in the fund are not subject to
54 6 section 8.33. Notwithstanding section 12C.7, subsection 2,
54 7 interest or earnings on moneys in the fund shall be credited
54 8 to the fund.

54 9 3. Financial assistance under the program shall be used to
54 10 install or upgrade wastewater treatment facilities and
54 11 systems, and for engineering or technical assistance for
54 12 facility planning and design.

54 13 4. The authority shall distribute financial assistance in
54 14 the fund in accordance with the following:

54 15 a. Communities shall be eligible for financial assistance
54 16 by qualifying as a disadvantaged community and seeking
54 17 financial assistance for the installation or upgrade of
54 18 wastewater treatment facilities due to regulatory activity in
54 19 response to water quality standards adopted by the department
54 20 of natural resources in calendar year 2006. For purposes of
54 21 this section, the term "disadvantaged community" means the
54 22 same as defined by the department of natural resources for the
54 23 drinking water facilities revolving loan fund established in
54 24 section 455B.295. Communities with a population of three
54 25 thousand or more do not qualify for financial assistance under
54 26 the program.

54 27 b. Priority shall be given to projects in which the
54 28 financial assistance is used to obtain financing under the
54 29 Iowa water pollution control works and drinking water
54 30 facilities financing program pursuant to section 16.131 or
54 31 other federal or state financing.

54 32 c. Priority shall also be given to projects whose
54 33 completion will provide significant improvement to water
54 34 quality in the relevant watershed.

54 35 d. A community meeting the criteria of paragraph "a" shall
55 1 be required to provide matching moneys in accordance with the
55 2 following:

55 3 (1) Unsewered incorporated communities with a population
55 4 of less than five hundred and communities with a population of
55 5 less than five hundred shall be required to provide a five
55 6 percent match.

55 7 (2) Communities with a population of five hundred or more
55 8 but less than one thousand shall be required to provide a ten
55 9 percent match.

55 10 (3) Communities with a population of one thousand or more
55 11 but less than one thousand five hundred shall be required to
55 12 provide a twenty percent match.

55 13 (4) Communities with a population of one thousand five
55 14 hundred or more but less than two thousand shall be required
55 15 to provide a thirty percent match.

55 16 (5) Communities with a population of two thousand or more
55 17 but less than three thousand shall be required to provide a
55 18 forty percent match.

55 19 e. Financial assistance in the form of grants shall be
55 20 issued on a quarterly basis.

55 21 5. The authority in cooperation with the department of
55 22 natural resources shall share information and resources when
55 23 determining the qualifications of a community for financial
55 24 assistance from the fund.

55 25 6. The authority may use an amount of not more than four
55 26 percent of any moneys appropriated for deposit in the fund for
55 27 administration purposes.

55 28 7. It is the intent of the general assembly that for the
55 29 fiscal period beginning July 1, 2007, and ending June 30,
55 30 2016, a minimum of four million dollars shall be appropriated
55 31 each fiscal year to the authority for deposit in the
55 32 wastewater treatment financial assistance fund.

55 33 Sec. 64. STUDY OF EMERGENCY SERVICES IN THE STATE. The
55 34 legislative council is requested to establish a committee to
55 35 study emergency services in the state during the 2006
56 1 legislative interim.

56 2 The interim committee is directed to receive input from the
56 3 department of public defense, division of homeland security
56 4 and emergency management, departments of human services,
56 5 public health, and public safety, including the state fire
56 6 marshal, and representatives of emergency services providers,
56 7 including but not limited to the Iowa firemen's association,
56 8 Iowa fire chiefs association, Iowa association of professional
56 9 fire chiefs, and Iowa professional fire fighters, Iowa
56 10 emergency medical services association, and emergency room
56 11 physicians.

56 12 The interim committee is directed to expeditiously complete
56 13 its study and issue findings and make recommendations
56 14 regarding the governance, structure, and funding of the
56 15 state's emergency services and the training available in the
56 16 state for emergency services providers for consideration
56 17 during the 2007 legislative session.

56 18 Sec. 65. AVIATION FUEL TAX FUND == GENERAL FUND CREDIT.
56 19 Notwithstanding section 452A.82, for the fiscal year beginning
56 20 July 1, 2007, 50 percent of the moneys remaining after the
56 21 cost of administering the aviation fuel tax fund shall be
56 22 credited to the general fund.

56 23 Sec. 66. EFFECTIVE DATES AND RETROACTIVE APPLICABILITY.

56 24 1. The section of this division of this Act enacting
56 25 section 422.34A, subsection 8, being deemed of immediate
56 26 importance, takes effect upon enactment and applies
56 27 retroactively to January 1, 2006, for tax years beginning on
56 28 or after that date.

56 29 2. The sections of this division of this Act amending
56 30 sections 328.36, 452A.79, 452A.82, and 452A.84 and enacting
56 31 sections 328.56 and 452A.79A, relating to a state aviation
56 32 fund and a marine fuel tax fund, take effect July 1, 2007.

56 33 Sec. 67. EFFECTIVE DATE. The sections of this division of
56 34 this Act amending sections 100B.3, 100B.4, and 100B.7, and
56 35 enacting sections 100B.15 through 100B.19, being deemed of
57 1 immediate importance, take effect upon enactment.

57 2 DIVISION X

57 3 MISCELLANEOUS APPROPRIATIONS

57 4 Sec. 68. WASTEWATER TREATMENT FINANCIAL ASSISTANCE FUND ==
57 5 IOWA FINANCE AUTHORITY. There is appropriated from any
57 6 interest or earnings on moneys in the federal economic
57 7 stimulus and jobs holding account to the Iowa finance
57 8 authority for deposit in the wastewater treatment financial
57 9 assistance fund created in section 16.134, the following
57 10 amount:

57 11 \$ 4,000,000

57 12 Sec. 69. RESOURCE CONSERVATION AND DEVELOPMENT PROJECTS ==
57 13 DEPARTMENT OF NATURAL RESOURCES. There is appropriated from
57 14 any interest or earnings on moneys in the federal economic
57 15 stimulus and jobs holding account to the department of natural
57 16 resources for the development of projects relating to natural
57 17 resource-based business opportunities, the following amount:

57 18 \$ 300,000

57 19 Local resource conservation and development groups
57 20 sponsored by county governments or sponsored by soil and water
57 21 conservation districts shall be eligible to receive funding on
57 22 the condition that such groups receive dollar=for=dollar
57 23 funding.

57 24 DIVISION XI

57 25 UTILITIES BOARD AND CONSUMER ADVOCATE BUILDING PROJECT

57 26 Sec. 70. NEW SECTION. 12.91 UTILITIES BOARD AND CONSUMER
57 27 ADVOCATE BUILDING PROJECT.

57 28 1. For purposes of this section:

57 29 a. "Bonds" means bonds, notes, or other evidences of
57 30 indebtedness issued under this section.

57 31 b. "Chargeable expenses" means expenses charged by the
57 32 utilities board and the consumer advocate division of the
57 33 department of justice under section 476.10.

57 34 c. "Chargeable expenses fund" means the fund created in
57 35 the state treasury under this section.

58 1 d. "Project" means a building and related improvements and
58 2 furnishings authorized under section 476.10B.

58 3 2. The treasurer of state may issue bonds and do all
58 4 things necessary in order to finance the costs of the project.
58 5 The treasurer of state shall have all of the powers which are
58 6 necessary to issue and secure bonds to provide the financing
58 7 for the project. The treasurer of state may issue bonds in
58 8 principal amounts which, in the opinion of the treasurer, are
58 9 necessary to provide sufficient funds for the costs of the
58 10 project, the payment of interest on the bonds, the
58 11 establishment of reserves to secure the bonds, the costs of
58 12 issuance of the bonds, other expenditures of the treasurer of
58 13 state incident to and necessary or convenient to carry out the
58 14 bond issue, and all other expenditures of the utilities board
58 15 and the department of administrative services in connection
58 16 with the construction of the project. The bonds are
58 17 investment securities and negotiable instruments within the
58 18 meaning of and for purposes of the Iowa uniform commercial
58 19 code, chapter 554.

58 20 3. Bonds issued under this section are payable solely and
58 21 only out of the moneys, assets, or revenues of the chargeable
58 22 expenses fund and any bond reserve funds established pursuant

58 23 to this section, all of which may be held by the treasurer of
58 24 state or deposited with trustees or depositories in accordance
58 25 with bond or security documents and pledged by the treasurer
58 26 of state to the payment thereof. Bonds issued under this
58 27 section shall contain a statement that the bonds do not
58 28 constitute an indebtedness of the state. The treasurer of
58 29 state shall not pledge the credit or taxing power of this
58 30 state or any political subdivision of this state or make bonds
58 31 issued pursuant to this section payable out of any moneys
58 32 except those in the chargeable expenses fund and any bond
58 33 reserve funds established pursuant to this section.

58 34 4. The proceeds of bonds issued by the treasurer of state
58 35 and not required for immediate disbursement may be deposited
59 1 with a trustee or depository as provided in the bond documents
59 2 and invested or reinvested in any investment as directed by
59 3 the treasurer of state and specified in the trust indenture,
59 4 resolution, or other instrument pursuant to which the bonds
59 5 are issued without regard to any limitation otherwise provided
59 6 by law.

59 7 5. The bonds shall be:

59 8 a. In a form, issued in denominations, executed in a
59 9 manner, and payable over terms and with rights of redemption,
59 10 and be subject to such other terms and conditions as
59 11 prescribed in the trust indenture, resolution, or other
59 12 instrument authorizing their issuance.

59 13 b. Negotiable instruments under the laws of the state and
59 14 may be sold at prices, at public or private sale, and in a
59 15 manner, as prescribed by the treasurer of state. Chapters
59 16 73A, 74, 74A, and 75 do not apply to the sale or issuance of
59 17 the bonds.

59 18 c. Subject to the terms, conditions, and covenants
59 19 providing for the payment of the principal, redemption
59 20 premiums, if any, interest, and other terms, conditions,
59 21 covenants, and protective provisions safeguarding payment, not
59 22 inconsistent with this section and as determined by the trust
59 23 indenture, resolution, or other instrument authorizing their
59 24 issuance.

59 25 6. The bonds are securities in which public officers and
59 26 bodies of this state; political subdivisions of this state;
59 27 insurance companies and associations and other persons
59 28 carrying on an insurance business; banks, trust companies,
59 29 savings associations, savings and loan associations, and
59 30 investment companies; administrators, guardians, executors,
59 31 trustees, and other fiduciaries; and other persons authorized
59 32 to invest in bonds or other obligations of the state, may
59 33 properly and legally invest funds, including capital, in their
59 34 control or belonging to them.

59 35 7. Bonds must be authorized by a trust indenture,
60 1 resolution, or other instrument of the treasurer of state.

60 2 8. Neither the resolution, trust agreement, nor any other
60 3 instrument by which a pledge is created needs to be recorded
60 4 or filed under the Iowa uniform commercial code, chapter 554,
60 5 to be valid, binding, or effective.

60 6 9. Bonds issued under the provisions of this section are
60 7 declared to be issued for a general public and governmental
60 8 purpose and all bonds issued under this section shall be
60 9 exempt from taxation by the state of Iowa and the interest on
60 10 the bonds shall be exempt from the state income tax and the
60 11 state inheritance and estate tax.

60 12 10. Subject to the terms of any bond documents, moneys in
60 13 the chargeable expenses fund may be expended for
60 14 administration expenses of the treasurer of state in
60 15 connection with the bonds.

60 16 11. The treasurer of state may issue bonds for the purpose
60 17 of refunding any bonds issued pursuant to this section then
60 18 outstanding, including the payment of any redemption premiums
60 19 thereon and any interest accrued or to accrue to the date of
60 20 redemption of the outstanding bonds. Until the proceeds of
60 21 bonds issued for the purpose of refunding outstanding bonds
60 22 are applied to the purchase or retirement of outstanding bonds
60 23 or the redemption of outstanding bonds, the proceeds may be
60 24 placed in escrow and be invested and reinvested in accordance
60 25 with the provisions of this section. The interest, income,
60 26 and profits earned or realized on an investment may also be
60 27 applied to the payment of the outstanding bonds to be refunded
60 28 by purchase, retirement, or redemption. After the terms of
60 29 the escrow have been fully satisfied and carried out, any
60 30 balance of proceeds and interest earned or realized on the
60 31 investments may be returned to the treasurer of state for
60 32 deposit in the chargeable expenses fund unless all bonds
60 33 issued under the provisions of this section have been retired

60 34 in which case the proceeds shall be deposited in the general
60 35 fund of the state. All refunding bonds shall be issued and
61 1 secured and subject to the provisions of this chapter in the
61 2 same manner and to the same extent as other bonds issued
61 3 pursuant to this section.

61 4 12. A chargeable expenses fund is created and established
61 5 as a separate and distinct fund in the state treasury. The
61 6 moneys in the fund are appropriated for payment of the
61 7 principal of, premium, and interest on any bonds issued under
61 8 this section. Moneys in the fund shall not be subject to
61 9 appropriation for any other purpose by the general assembly,
61 10 but shall be used only for the purposes of the chargeable
61 11 expenses fund. The treasurer of state shall act as custodian
61 12 of the fund and disburse moneys contained in the fund for
61 13 payment of the principal of, premium, and interest on any
61 14 bonds issued under this section. Notwithstanding section
61 15 476.10, there shall in each fiscal year be deposited in the
61 16 chargeable expenses fund from amounts collected by the
61 17 utilities board as chargeable expenses an amount equal to the
61 18 principal of, premium, if any, and interest on any bonds
61 19 issued under this section to become due, whether at maturity,
61 20 by call for optional redemption or by sinking fund redemption,
61 21 in such fiscal year. The treasurer of state is authorized to
61 22 pledge any amounts in the chargeable expenses fund as security
61 23 for the payment of the principal of, premium, and interest on
61 24 any bonds issued under this section. The treasurer of state
61 25 may provide in the trust indenture, resolution, or other
61 26 instrument authorizing the issuance of bonds for the transfer
61 27 to the general fund of the state of any amounts on deposit in
61 28 the chargeable expenses fund that are not necessary for the
61 29 payment of the principal of, premium, and interest on any
61 30 bonds issued under this section.

61 31 13. Moneys in the chargeable expenses fund are not subject
61 32 to section 8.33. Notwithstanding section 12C.7, subsection 2,
61 33 interest or earnings on moneys in the fund shall be credited
61 34 to the fund.

61 35 14. a. The treasurer of state may create and establish
62 1 one or more special funds, to be known as "bond reserve
62 2 funds", to secure one or more issues of bonds issued pursuant
62 3 to this section. The treasurer of state shall pay into each
62 4 bond reserve fund any moneys appropriated and made available
62 5 by the state or the treasurer of state for the purpose of the
62 6 fund, any proceeds of sale of bonds to the extent provided in
62 7 the resolutions authorizing their issuance, and any other
62 8 moneys which may be available to the treasurer of state for
62 9 the purpose of the fund from any other sources. All moneys
62 10 held in a bond reserve fund, except as otherwise provided in
62 11 this chapter, shall be used as required solely for the payment
62 12 of the principal of bonds secured in whole or in part by the
62 13 fund or of the sinking fund payments with respect to the
62 14 bonds, the purchase or redemption of the bonds, the payment of
62 15 interest on the bonds, or the payments of any redemption
62 16 premium required to be paid when the bonds are redeemed prior
62 17 to maturity.

62 18 b. Moneys in a bond reserve fund shall not be withdrawn
62 19 from it at any time in an amount that will reduce the amount
62 20 of the fund to less than the bond reserve fund requirement
62 21 established for the fund, as provided in this subsection,
62 22 except for the purpose of making, with respect to bonds
62 23 secured in whole or in part by the fund, payment when due of
62 24 principal, interest, redemption premiums, and the sinking fund
62 25 payments with respect to the bonds for the payment of which
62 26 other moneys of the treasurer of state are not available. Any
62 27 income or interest earned by, or incremental to, a bond
62 28 reserve fund due to the investment of it may be transferred by
62 29 the treasurer of state to other funds or accounts to the
62 30 extent the transfer does not reduce the amount of that bond
62 31 reserve fund below the bond reserve fund requirement for that
62 32 bond reserve fund. For the purposes of this subsection, the
62 33 term "bond reserve fund requirement" means, as of any
62 34 particular date of computation, an amount of money, as
62 35 provided in the resolutions authorizing the bonds with respect
63 1 to which the fund is established.

63 2 c. The treasurer of state shall comply with the provisions
63 3 of section 476.10B in order to assure the maintenance of any
63 4 bond reserve funds established under this section.

63 5 15. It is the intent of the general assembly that a pledge
63 6 made in respect of bonds issued under this section shall be
63 7 valid and binding from the time the pledge is made, that the
63 8 money or property so pledged and received after the pledge by
63 9 the treasurer of state shall immediately be subject to the

63 10 lien of the pledge without physical delivery or further act,
63 11 and that the lien of the pledge shall be valid and binding as
63 12 against all parties having claims of any kind in tort,
63 13 contract, or otherwise against the treasurer of state whether
63 14 or not the parties have notice of the lien.
63 15 16. Bonds issued pursuant to this section are not debts of
63 16 the state, or of any political subdivision of the state, and
63 17 do not constitute a pledge of the faith and credit of the
63 18 state or a charge against the general credit or general fund
63 19 of the state. The issuance of any bonds pursuant to this
63 20 section by the treasurer of state does not directly,
63 21 indirectly, or contingently obligate the state or a political
63 22 subdivision of the state to apply moneys from, or to levy or
63 23 pledge any form of taxation whatever, to the payment of the
63 24 bonds. Bonds issued under this section are payable solely and
63 25 only from the sources and special fund provided in this
63 26 section.
63 27 17. This section, being necessary for the welfare of this
63 28 state and its inhabitants, shall be liberally construed to
63 29 effect its purposes.
63 30 Sec. 71. Section 422.7, Code Supplement 2005, is amended
63 31 by adding the following new subsection:
63 32 NEW SUBSECTION. 45. Subtract, to the extent included,
63 33 income from interest and earnings received from the bonds
63 34 issued under section 12.91.
63 35 Sec. 72. FISCAL YEAR 2005=2006 EXPENDITURE AUTHORITY ==
64 1 BUILDING PROJECT. Notwithstanding sections 8.33 and 476.10 or
64 2 any other provision to the contrary, any balance of the
64 3 operational appropriation for the utilities board for the
64 4 fiscal year beginning July 1, 2005, that remains unused,
64 5 unencumbered, or unobligated at the close of the fiscal year
64 6 shall not revert but shall remain available to be used for
64 7 purposes of the energy=efficient building project authorized
64 8 under section 476.10B, as enacted by this division of this
64 9 Act, or for relocation costs in succeeding fiscal years.
64 10 Sec. 73. NEW SECTION. 476.10B ENERGY=EFFICIENT BUILDING.
64 11 1. For the purposes of this section, "building project
64 12 expenses" means expenses that have been approved by the
64 13 utilities board for the building and related improvements and
64 14 furnishings developed under this section and that are
64 15 considered part of the regulatory expenses charged by the
64 16 utilities board and the consumer advocate division of the
64 17 department of justice for carrying out duties under section
64 18 476.10.
64 19 2. The department of administrative services, in
64 20 consultation with the board and the consumer advocate division
64 21 of the department of justice, shall provide for the
64 22 construction of a building to house the board and the
64 23 division. A building developed under this subsection shall be
64 24 a model energy=efficient building that may be used as a public
64 25 example for similar efforts. The building shall comply with
64 26 the life cycle cost provisions developed pursuant to section
64 27 72.5. The building shall be located on the capitol complex
64 28 grounds or at another convenient location in the vicinity of
64 29 the capitol complex grounds.
64 30 3. Building project expenses shall include but are not
64 31 limited to the costs associated with construction,
64 32 maintenance, and operation of the building that are approved
64 33 by the board and shall also include principal of, premium, if
64 34 any, and interest on indebtedness to finance the building.
64 35 4. The department of administrative services' costs
65 1 associated with construction, maintenance, and operation of
65 2 the building as provided under chapter 8A are building project
65 3 expenses.
65 4 5. A cost=effective approach for financing construction of
65 5 the building shall be utilized, which may include but is not
65 6 limited to lease, lease=purchase, bonding, or installment
65 7 acquisition arrangement, or a financing arrangement under
65 8 section 12.28. If financing for the building is implemented
65 9 under section 12.28, the limitation on principal under that
65 10 section does not apply. This subsection is not a
65 11 qualification of any other powers which the board and the
65 12 division may possess and the authorizations and powers granted
65 13 under this subsection are not subject to the terms,
65 14 requirements, or limitations of any other provisions of law.
65 15 The department of administrative services must comply with the
65 16 provisions of section 12.28 when entering into financing
65 17 agreements for the purchase of real or personal property.
65 18 6. a. If financing for the building is implemented
65 19 through bonding, the provisions of section 12.91 shall apply.
65 20 In order to assure maintenance of the bond reserve funds

65 21 established in connection with the financing, the treasurer of
65 22 state shall, on or before January 1 of each calendar year,
65 23 make and deliver to the governor the treasurer's certificate
65 24 stating the sum, if any, required to restore each bond reserve
65 25 fund to the bond reserve fund requirement for that fund.
65 26 b. Within thirty days after the beginning of the session
65 27 of the general assembly next following the delivery of the
65 28 certificate, the governor shall submit to both houses of the
65 29 general assembly printed copies of a budget including the sum,
65 30 if any, required to restore each bond reserve fund to the bond
65 31 reserve fund requirement for that fund. Any sums appropriated
65 32 by the general assembly and paid to the treasurer of state
65 33 shall be deposited by the treasurer of state in the applicable
65 34 bond reserve fund.

65 35 7. The department of administrative services, in
66 1 consultation with the board and the division, shall secure
66 2 architectural services, contract for construction,
66 3 engineering, and construction oversight and management, and
66 4 control the funding associated with the building construction
66 5 and the building's operation and maintenance. The department
66 6 of administrative services may utilize consultants or other
66 7 expert assistance to address feasibility, planning, or other
66 8 considerations connected with construction of the building or
66 9 decision making regarding the building. The department of
66 10 administrative services, on behalf of the board and division,
66 11 shall consult with the office of the governor, appropriate
66 12 legislative bodies, and the capitol planning commission.

66 13 Sec. 74. EFFECTIVE DATE. The section of this division of
66 14 this Act relating to the expenditure authority of the
66 15 utilities board for the fiscal year beginning July 1, 2005,
66 16 being deemed of immediate importance, takes effect upon
66 17 enactment.
66 18
66 19

66 20 _____
66 21 CHRISTOPHER C. RANTS
66 22 Speaker of the House
66 23

66 24 _____
66 25 JEFFREY M. LAMBERTI
66 26 President of the Senate
66 27

66 28
66 29 I hereby certify that this bill originated in the House and
66 30 is known as House File 2782, Eighty-first General Assembly.
66 31

66 32 _____
66 33 MARGARET THOMSON
66 34 Chief Clerk of the House
66 35

67 1 Approved _____, 2006
67 2

67 3
67 4 _____
67 5 THOMAS J. VILSACK
67 6 Governor